

THE WHOLE
PROCEEDINGS
ON THE
KING'S COMMISSIONS of the PEACE,
Oyer and Terminer, and Goal Delivery
FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,
HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 17th, *Thursday* the 18th, *Friday* the 19th, *Saturday* the 20th,
and *Tuesday* the 23d of DECEMBER, 1766.

In the Seventh Year of His MAJESTY's Reign.

Being the First SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

N U M B E R I.

L O N D O N,

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THE WHOLE
P R O C E E D I N G S

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of *London*; the Right Hon. Sir JOHN EARDLY WILMOT, Knt. Lord Chief Justice of his Majesty's Court of Common Pleas *; the Hon. Sir RICHARD ADAMS, Knt. one of the Barons of his Majesty's Court of Exchequer †; the Hon. Sir JOSEPH YATES, Knt. one of his Majesty's Justices of the Court of King's Bench ‡; JAMES EYRE, Esq; Recorder †; and others of his Majesty's Justices of *Oyer and Terminer* for the said City and County.

LONDON JURY.

John Haynes,	William Kippax,
William Meadows,	John Johnson,
Robert Benson,	Henry Rutt,
Charles Breed,	John Brooks,
William Ruffel,	Francis Leech,
Joseph Sabin,	William Jewell.

MIDDLESEX JURY.

Edward Anderson,	Thomas Stokes,
William White,	James Durno,
Thomas Milward,	John Franklin,
Christ. Kempster,	John Weatherhill,
John Clarke, *	Stephen Pyle,
John Porter;	Charles Cookney.

* Samuel Kingston served part of the time, Mr. Clarke being taken ill.

1. **E**dward Adams was indicted for stealing a cotton handkerchief, value 18 d. the property of John Henderson, Oct. 27, to which he pleaded guilty. T.

2. (L.) James Tanner was indicted for stealing four bushels of oats, value 6 s. and a linen sack, value 2 s. the property of John Ratcliffe and George Cousins, Dec. 1. †

George Cousins. I am partner with John Ratcliff, in the corn way; we had two barges lying at *Paul's wharf*, with corn in them. The other witnesses can give a farther account.

Thomas Sears. I came through bridge on the first of this instant, about half an hour after ten at

night, with a lighter to *Paul's wharf*; after I had moored her, coming on shore about eleven o'clock, over Mr. Cousins's craft, I thought I saw something move; I called, who is there; no body answered; coming a little farther, I saw the prisoner in his boat, which lay along-side the craft, and a sack of oats standing on the gunnel of the barge: I said to the prisoner, what are you going to do with this sack of corn; he said, nothing at all, he was only going to get into his boat; at that time his feet were in his boat, and his back-side on the side of the barge; I put the sack of corn in its place, and went on shore to a public-house, and staid about ten minutes; Samuel Robinson was along with me when we were going to go home to *Horsleydown*. When we were on the

N. B. The characters * † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

top

top of the stair-head, I saw the prisoner pulling the sack, and heard it fall into his boat; then I jumped down, and took hold of the head of his boat, and sent Robinson to call Mr. Cousins's man; then the prisoner said, lend me a hand to chuck the sack in again, there is no harm done as long as the sack is in again; he said he never did such a thing before in his life. Robinson and Mr. Cousins's man came, then we took him in custody; there were four bushels of oats in the sack.

Samuel Robinson confirmed the account he had given. (The sack produced, and deposed to, by the names on it.)

The prisoner in his defence said he was a waterman, and lived at Putney; that he brought a fare there, and had been on shore, and when he returned to his boat, he found the sack in it. Guilty. W.

3. (M.) Richard Reynolds was indicted for stealing a great coat, value 5 s. the property of Robert Davis, Dec. 8. †

Robert Davis. I am a coachman, I lost my great coat from the Two Blue Posts, Dean-street, Soho, out of the tap-house: Thomas Packwood told me, he saw the prisoner take it; he is since absconded; the coat was flung into the tap house the night the prisoner was committed. I have known the prisoner some years, and never knew no harm of him.

Thomas Packwood was called upon his recognizance, but did not appear. Acquitted.

Packwood's recognizance was ordered to be estimated.

4, 5, 6. (M.) Margaret Carney, Elizabeth Branch, and Catharine Gray, spinsters, were indicted for stealing one canvas purse, value 1 d. and 11 s. and 2 d. the property of Richard Badcock, Nov 11. †

Richard Badcock. I am a miller, I live at Rotherhithe, at the King's Mill; last Tuesday was a month I was going home, betwixt eleven and twelve at night, from Ratcliff-highroad; I went in to drink at Ratcliff-highway; going home, a man was sitting on a bench; he said he would row me over if I would give him a dram; there were the three prisoners; I gave them a dram each, at the sign of the Ship; then they had me down an alley, which they said was the nearest way to the water-side; then one girl laid hold of my shoulders, and one on one leg, and the other the other; the man laid hold of one of my legs also, and the prisoner, Gray, pulled my purse out of my right-hand breeches pocket, and Carney took the purse and ran away with it; then they all went off, and left me in the house.

Q. How came you in the house?

Badcock. They dragged me into a house, and into a room on the left hand side.

Q. Had you any liquor there?

Badcock. No.

Q. What money had you in your purse?

Badcock. I had 11 s. 4 d.

Q. Was you sober?

Badcock. I was quite sober.

Q. Had you been drinking that afternoon?

Badcock. Yes, we had but three pints betwixt three of us; I went and got a constable, and went and laid hold of Gray; then the other two prisoners came up and struck me; then the constable laid hold of one of them, the other got off; we got them to the watch-house, and then the constable went out and took the other; the constable searched them, and found 7 s. 2 d. and two farthings upon them; I lost two farthings, one a plain one, the other a remarkable one; them found upon them were such; I had been eating some cheese, and some stuck to two of the shillings; and two of the shillings found upon Carney, had cheese stuck to them.

Joshua Dun. I am headborough; going my rounds, I got in, and sat down in the watch-house; the miller came, and said he had been robbed; he showed me the house; (a very bad house) there was no body in the house; I heard the voice of a woman in the street; the miller said that was one of them; we went and he took Gray; after that, I took the other two, and upon Carney I found 7 s. 2 d. and two farthings; I persuaded the man to make it up; we took them down to the lower watch-house; they wanted to make it up, the miller would not; (the money produced in court.) The prosecutor swore to them all; he described the man, but I cannot meet with him.

Q. to Badcock. Did you sit down in a chair?

Badcock. They dragged me into a chair.

Carney's defence.

He and a watchman desired us to shew them to a public-house; we shewed them a house, and they gave us some gin each, and after that they charged us with robbing the man.

The other two prisoners said the same.

Q. to Dun. Was the miller sober or fuddled?

Dun. He was very sober, he is a very honest man, he has a wife and children. All guilty. T.

Gray was tried by the name of E. Wall, for the wilful murder of Mr. Smith, a clerk at the Bank, see N° 484 in Sir W. Stephenson's mayoralty; and N° 65 in the late Mr. Alderman Nelson's, where she was evidence.

7. (M.) Jane Collins, wife of John Collins, other-wise Jane Collins, widow, was indicted for the wilful murder of Mary Hobbs, an infant 10 years of age, Dec. 7. She stood charged for the said murder on the coroner's inquest.

John Cobb. I live next door but one to the prisoner, in Old George-street, Spitalfields; she keeps looms in the weaving way for the master weavers, and employs poor people. I am a hair-merchant.

Q. Who lived in the house between you and the prisoner?

Cobb. One Mr. Stevens; a little before Michaelmas, about four months before, I was just come off a journey; my warehouse lies backwards, I was pretty busy, my window looks into the prisoner's garden; I heard a melancholy cry of a child; I looked out at the window, and saw a fellow in a red coat upon a large mulberry-tree in the prisoner's garden, and the deceased girl, about ten years old, standing upon two arms that branch out of the tree, crying; the deceased was in size according to her age, a little girl. I saw the man fastening a cord; I was surprized, seeing the fellow above her. I said, good God! what are you going to murder her; he said no, and came out of the tree; the prisoner was at the foot of the tree, and they all three went into the house; I went into her house, and said, Mrs. Collins, what in the name of God have you been at; I desire you will let me know what the child has done; she said, she is a naughty wicked hussy, she has robbed me; I said, what has she robbed you of; she said, of a handkerchief and a knife; that she went into Whitechapel, and sold them for two-pence, and they had brought the girl and things back again; I said, there are other ways of punishing a child than to go to hang her.

Q. What time was this?

Cobb. I believe about three or four in the afternoon; about six or seven weeks ago, my man was opening the shop-window; I came down stairs, and into the street, and saw the child standing at my door, this was a little after six o'clock; she had a bit of bread in her hand.

Q. What was her name?

Cobb. Her name was Mary Hobbs; she had a small wound on each side her temple, the skin was broke, and she had received some hurt in her head above. Several people came and enquired what was the matter; seeing many people together at my door, I sent some of the women with the girl to the church-wardens.

Q. Did you ever see the prisoner do any thing to the girl?

Cobb. No, I never did.

Croft's examination.

Q. Did not the prisoner tell you she did this, in order to affright the child rather than to beat her.

Cobb. No, I do not remember she said any such thing.

Phoebe Stevens. I live next door to the prisoner; my husband is a silk weaver; the child was small of her age, about ten years of age.

Q. How long had she lived with the prisoner?

P. Stevens. I believe from the beginning of last summer; I have frequently heard cruel blows struck as if it was with sticks.

Q. Do you know who gave them, and upon whom?

P. Stevens. I judge by the prisoner, and upon the child. On last Saturday was a fortnight, between eleven and twelve, my husband called me out into the wash-house, there is a thin partition; I could look through a wicket into her wash-house; the child was under the pump, over a tub of water; (the pump serves us both, it is between us) she struck the child several blows, with either a mop-stick or a broom-stick, three or four blows; I saw her do it, seeming to me upon her shoulders; she took the child into the yard, then I could not see, only hear it; we heard blows; my husband and I drummed against the partition as loud as we could; some man said, leave off beating the girl; it is late, correct her to-morrow; you will kill the girl; she kept beating the girl. The prisoner said, d—n her, a b—h, I design it. To the best of my knowledge, I never saw the child but once after.

Q. Did not you and your husband call to her?

P. Stevens. No, we did not, because we would not get abused: the child was never free from bruises.

Q. How was she when you saw her after that?

P. Stevens. Her eyes were black.

Q. Did she go about her business after that?

P. Stevens. I believe she did.

Elizabeth Hull. I live in Mrs. Stevens's house, I am her daughter-in-law; five weeks ago this day, I was in our wash-house, about nine in the morning, and the child was in the prisoner's wash-house, squeezing a mop out of a tub; Mrs. Collins came out, and asked her, why she had not made a fire; the child said, she had been blowing it, and could not make it light; Mrs. Collins bid her come in, and took the mop out of the child's hand, and laid hold of the child with the other hand, and struck it two blows cross its back with the mop-handle; that is all I saw; I have heard the child cry many times.

Cross examination.

Q. Whether she said she had been blowing, or had lighted the fire?

E. Hall. She said she had been blowing it.

John Abbot. I live opposite the prisoner; about this day three weeks the child came to my house to light a candle; she saw some bread on my table, she asked for a bit; I said, your mistress is better able to give you bread than I am; she said, I am almost famished; she looked as if she wanted. Yesterday fortnight Mrs. Collins came home seemingly in liquor; about nine at night she came to the door and said, huffey, huffey, light your mistress, you brazen b—h, why don't you light your mistress; I did not see the child; I turned in; then she said, that is a brave girl to light her mistress; let your mistress in, to let your neighbours see you are alive: the Saturday following I was putting out my goods (I keep a little broker's shop) this was about eight o'clock in the morning; I heard the child crying in the passage; I knew her voice, hearing her often before, and from that time I never saw her since.

Q. Did you hear any blows then?

Abbot. No, I did not.

Cross examination.

Q. Did you ever see the child with black eyes?

Abbot. No.

Deborah Cornhill. I live opposite the prisoner; I have heard Mrs. Collins beat her very cruelly, and have heard the girl cry out, dear Mrs. Collins do not beat me; this I heard frequently; yesterday fortnight, Mrs. Collins call'd her, Moll, Moll, you b—h, light me, let my neighbours see I have not murdered you yet. A fortnight to-morrow I opened my shop about nine in the morning, I heard Mrs. Collins beating the child; the child cried out, dear mistress, pray mistress, don't beat me. The last time I saw the child was last Wednesday fortnight; Mrs. Collins bought some fish at the door, the child came to the door with a dish to put them in.

M. Anderson. I live in Wingfield street; last Saturday se'nnight I was coming along, about 5 minutes after 9 o'clock, I heard the child cry, dear mistress, pray mistress, don't beat me no more, for if you do you'll kill me; I poak'd my head in at the prisoner's door; I said, mistress, that is none of your child, if it was you could not use it so; I saw the child lie on the ground towards the back door, she was beating it with a stick, the stick about as long as from my fingers ends to my elbow; I saw her strike her three or four blows; she said to me, d—n you, you b—h, if I have a mind to kill her it is nothing to you.

Q. Whereabouts did she strike her?

M. Anderson. To the best of my knowledge it was over her shoulders. Mrs. Collins's child came and pushed the door in my face, and I pushed it open again, then Mrs. Collins came herself and shut it; I said to her, you are a very barbarous woman, you deserve hanging.

Q. Did she make any answer to you?

M. Anderson. She said, d—n you, you b—h, what is that to you.

Elizabeth Dowley. I lodged in Collins's house, I came there five or six months ago; my business is out of the house; I have heard the child cry out every night almost; I gave the child a mess of peas pottage, 3 weeks ago last Sunday; the mistress went and beat the girl, and then came up and mobbed me for giving her the pottage; she said, I don't give you thanks for giving my apprentice peas pottage; I did not see her beat her, but I heard the child cry out; I have seen the poor child eat cabbage leaves and candles.

Elizabeth Cotton. I am one of the searchers belonging to Christ Church, Spitalfields. On Tuesday was se'nnight the 9th of December, Mrs. Collins came to my house, and I was not at home; she left word for me to come and search the child; I went between six and seven o'clock; when I came there, Mrs. Collins was not at home; I could not see the corpse, so I went on the Wednesday, a little after nine in the morning; Mrs. Collins was coming out of the room where the child lay; she said, pray walk this way; the room was very dark, I said, push the shutter open; her son opened it a little; he held the lid of the coffin a little way off the face; I took off the face cloth, I saw no marks on the face; I called for more light, then they opened the shutter a little more; then I stripped the shroud off to the hip bone; it looked very mottled, as is usual in convulsions; upon the two legs were scratches, three upon each leg, about an inch long; I asked Mrs. Collins what it was, she said she supposed she had scratched her legs on her sitting by the fire; I saw nothing more that night. On the lid of the coffin was Mary Hobbs, aged ten years. Mrs. Collins, her son, and I, went into the back room, and brought me a half guinea, and wanted 6d. out of it to pay for the ground 10s. she said she would have it buried on the Wednesday night if she could, if not, Thursday night would do. About three hours after that I was sent again, and told the child was murdered; my partner and I went together; the child was taken out of the coffin, and laid on a bed quite naked; Mr. Cobb was there; on the left cheek and eye-brow were black and blue, and the right arm was all raw, as if a

B. blister

blister had been upon it; from the elbow to the wrist, it was very black; the carcase was in a very poor condition to be sure. I examined it all over.

Q. Whether you observed any marks on the shoulders?

E. Cotton. On the left side the shoulder were two strokes, as if it had been struck with something; it seemed red on the left shoulder like a pair of horns; the bowels over the belly was very green, as is common with convulsions; the back seemed mottled as if the blood had settled, but not like any marks of violence.

Cross examination.

Q. Did she appear to be in any particular haste to have the body buried?

E. Cotton. No, she did not.

Q. Is not it common to have the cheek black and blue in convulsions.

E. Cotton. No.

Mr. Edington. I am a surgeon; I was called in to examine the body on the Thursday, about nine in the morning; I found on each arm a little effacement on the skin on the left arm, which I imagine of no consequence; the right arm from the elbow to the fingers was in a state of mortification; there were marks of violence upon the elbow, which seemed to be bruises, which I imagine was the occasion of the mortification.

Q. Was there one or two bruises?

Edington. Only one bruise; the skin was broke, there was no swelling.

Q. Did you not open the part?

Edington. No, I did not; as it was mortified, I apprehend it would have made no discovery; from the appearance, it is my opinion that bruise was the occasion of the mortification.

Q. How long might that have been before it produced a mortification?

Edington. That is impossible to tell; the shortest time is in 48 hours; that depends upon the habit of the body of the party.

Q. Will the mortification be longer in coming on a strong healthy person, than a poor weak person?

Edington. I imagine it would; the skin was off on the upper part of the nose, which was the cause of the blackness of the left eye; there was a little scratch upon the left side, and black and blue spots on the legs, which had the appearance as if they had been blows given by a stick, or something of that kind. I opened the body, and found the internal parts in a fair natural state; the stomach and bowels seemed particularly empty, more so than

I had observed any before. I am of opinion, that the mortification was the immediate cause of her death; it seemed to me she might have recovered of the injuries she received, if the mortification had not taken place. I could perceive no bruises to occasion a mortification, except that on her elbow, and that might be by a fall or a blow; I am of opinion it was occasioned by some injury it had received, for where they come by blows or falls, there is an inflammation attends it. Mortifications generally come on by blisters; it had the same appearance as a blister.

Cross examination.

Q. Supposing from a bad habit of body, if there is any sore, their handling it, will not the repetition create an inflammation?

Edington. It may bring on a slight inflammation.

Alice Stinson. I lodged in Mrs. Collins's house; I came there the last time, on the Thursday before the child died; when I came in on the Thursday night, the child was very much altered; I went out on the Friday to my work, and came home about seven o'clock; Mrs. Collins called me down; the child was washing in the kitchen; she said she had a heavy hand with the child, it had fouled itself; I said to the child, are you in your right senses, how came you to do so; it made no answer. I saw the right-hand had a swelling; I asked it how it came by that; she made no answer. Mrs. Collins said she fell betwixt the two beds over the hair-broom; she said to the child, did you or did you not: the child said, yes. On the Saturday night when I came home, Mrs. Collins came up betwixt six and seven o'clock, and asked a man there to fetch a pennyworth of syrup of saffron; I added, and treacle-water; she said, no: I went for the syrup and brought it to Mrs. Collins; she said it was for the child; the child had been in bed all day; I said I should like to see the child before I went to bed; she said it was in a breathing sweat, and did not care to have it disturbed, so I did not see it, and never heard no more about it till I heard it was dead, which was on the Wednesday; I heard it at Rag-fair, before I came home.

Q. Did you ever ask how the child did before the time you heard she was dead?

A. Stinson. No, I did not.

On her cross examination she said the child was a weak sickly child, that the child had owned to her she had stole a ribbon; that the prisoner used to strike her with a small cane only; and that she never saw her use the child with any violence; and that by the words

words between the two beds, she meant the two bedsteads.

Joseph Shepherd. I am son to the prisoner; I lodge in Seething-lane, and am a carpenter; I went to my mother's house on Sunday the 7th, a little after twelve o'clock; my mother told me the girl was dead, and desired me to get a coffin; I looked at the child, and saw a mark on the face; my mother told me that was done by a fall she had had over a broom, betwixt the two bedsteads. On the Monday at noon I went to Mr. Creswell's, an undertaker, and saw his wife, and bespoke a coffin, and ordered the child's name, Mary Hobbs, to be upon it, which was done accordingly. I never saw my mother use the child ill; I lived in the house within a fortnight of the child's death; I was a witness the child had always a belly full; there was always a supper provided against I came home, and the child used to eat her supper at the same time; the child was guilty of pilfering; I was there when the searcher was there, and opened the window according to her desire; there was no design to conceal the child from inspection, or to bury it privately.

John Howes. I worked in the prisoner's house four weeks, about twelve weeks ago; then the child was charged with taking a knife, a handkerchief, a quarter of an ounce of tea, and a pennyworth of sugar; the prisoner asked her what she had done with the sugar and tea; the child said she had eat them both; she desired to know what she had done with the handkerchief and knife; she said she had hid them in the dirt in the yard; they were looked for, but none could be found; still the mistress wanted to know where they were; she carried her from place to place, but they could not be found; the next day the mistress still wanted to know where they were; she would not tell; then I was to go up into the mulberry-tree; she said, do not hurt the child, only fright her, to tell where the things were; then Mr. Cobb called out at his window, and said, what are you going to murder the child; the child was set up between the branches of the tree, but I was not up in it, I was upon the ground.

Robert Burroughs. I worked in the prisoner's house; the deceased girl used to wind quills for me; I never saw her use the child ill, only by beating her when in a fault with a rattan.

Q. Did you lie in the house?

Burroughs. I did.

Q. When did you hear of her death?

Burroughs. I never knew of it till the mob was about the door on the Wednesday.

Q. Did you hear of the girl's being ill?

Burroughs. Mrs. Collins came to me on the Thursday morning, and desired me to go for a pennyworth of oil of Gilead to bathe the child's arm, it was swelled; I observed it was swelled, so she could not turn the wheel; the prisoner said the girl had tumbled over the broom between the beds, and asked the girl if it was not so, and the girl said, yes, it was; I went and brought the oil in a tea-cup, but did not see the girl.

Q. When did you see the girl last?

Burroughs. I saw her on the Friday at her work, and I never saw her on the Saturday, Sunday, Monday, or Tuesday, till I heard she was dead, by the mob, on the Wednesday morning.

Q. Did you see the prisoner on the Wednesday morning, before the mob came to the door?

Burroughs. I did not; I was in the kitchen, but I said nothing to her, or she to me, about the child.

Q. Did you hear any outcry by the child on the Saturday?

Burroughs. No, I did not.

William Addis. I live about a stone's cast from the prisoner, and work in her garret; I heard the prisoner ask the deceased whether she ever struck her, as I was coming down stairs, and they were following me, and the deceased said, no.

Q. Did she mean whether she had struck her up stairs, or that day, or when?

Addis. I do not know.

Q. Was the child crying?

Addis. No.

John Shepherd. I went to my mother's (the prisoner) last Sunday was se'nnight, about 3 o'clock; my mother told me the child was dead; when I came to look upon the child, I saw a swelling on its face; my mother told me the child had tumbled over a broom between the two bedsteads. I know she always had her belly full of victuals; I never saw her use any cruelty towards the child.

Q. to Edington. From what you have heard concerning the child tumbling over the broom, do you think that might occasion that hurt on the elbow to cause the mortification?

Edington. That might occasion it.

Prisoner's defence.

I am innocent of all that has been said against me; I have had several children of my own, I never used this child worse than my own.

She called William Bennet, Mr. Greenaway, John Ricks, John Saunders, and Samuel Newton, who gave her a good character; and Mrs. Creswell deposed the
son

son came publicly and bespoke the coffin, and ordered the child's name to be put on it. Acquitted.

8. (L.) Timothy O'Mamara was indicted for stealing a wolf's skin, value 5s. the property of persons unknown, Dec. 10. †

John Austin. I am a gangman on Bear-key. On the 10th of Dec. we had some skins at that key; they were opened; I saw the prisoner on the key at that time, he was afterwards stooped about 20 yards from the key, with this wolf's skin; (*produced in court*) when he was brought to me, I asked him how he came by it: he said a man dropped it and he took it up; I said that was not true; then he went down on his knees and cried, and said, if I would forgive him he would never do so any more; there were such sort of skins as these opened, lying on the wharf.

Prisoner's defence.

I was coming along the key and picked the skin up, and a gentleman that was coming by took and brought me to Mr. Austin. Guilty. T.

9. (L.) Patrick Carroll was indicted for stealing an hundred pounds weight of sugar, value 25s. the property of Alexander Cluney, December 3. †

J. Wylde. I am watchman to Mr. Alex. Cluney, upon Smart's-key and Dice-key; I had a lighter of sugar that belongs to him at Smart's-key; I went to see if all was safe, and found the prisoner under the tarpaulin, on the 3d of this instant, about four in the morning, and I found two bags filled with sugar under the tarpaulin also; after I had secured him, I found one of the hogheads was broke open, and above a hundred weight of sugar taken out.

2. Did you know the prisoner?

Wylde. I never saw him in my life before.

Prisoner's defence.

I had been to see a brother who was a Barking fisherman; there came three young men and desired me to go with them for a bag of sugar; I had not been there above a minute before the man came; then they desired me to get under the tarpaulin. Guilty. T.

10. (M.) William Sutton was indicted for robbing William Segerly on the king's highway of a silver watch, value 40s. Sept. 9. †

William Segerly. I live in Prince's-street, Drury-lane; my father and I were coming from Clare-market, on the 9th of September, about seven minutes after eight o'clock; there were the prisoner

and two others drinking at the Crown door, in Stanhope-street; they asked my father to drink with them; they were not acquainted with him; my father being a little in liquor he drank with them; this was in the street; we all went away together; when we were about half way up Stanhope-street, the prisoner asked my father what o'clock it was; my father said to me, tell the gentlemen what o'clock it is; I looked at the watch, and told him; when we came to a dark passage at the bottom of Prince's-street, the prisoner asked again, saying he must be at home by nine; I went to pull out my watch; one of them took it out of my hand and ran away with it; I do not think that was the prisoner.

Richard Segerly. I am father to William Segerly; I know no more than what he has related. Acquitted.

See the trial of Upton for the same fact, No 497, in the last Mayoralty.

11. Alexander Cate was indicted for stealing two haunches of venison, value 40s. two sides of venison, value 20s. and one basket, value 6d. the property of John Richardson the younger, October 5.

No evidence was given. Acquitted.

12. (M.) John Gadbury was indicted for stealing one chaldron of sea coals, value 26s. the property of John Walton and William Slade; and 12 bushels of sea coals, the property of persons unknown, Nov. 13. †

Daniel Hart. I am a lighterman; the coals were lost from Wapping-dock, about one in the morning, on the 12th of November; I was informed of it, and went and saw the prisoner in the watch-house, and saw the coals in a boat at Bell-wharf; they told me they had taken the coals out of a lighter at Ratcliff-crofs; then they went to another place and took more; then they came to Wapping-dock and took the barge away, and endeavoured to drive her down into Limehouse-reach, and got on board a tier of ships at King Edward's-stairs, and there they were detected with the boat, with coals in her, by the side the barge.

Alexander Gorvodey. On Thursday morning the 12th of November, I went to see for the barge and it was gone; about two in the morning I took the boat and rowed down, and saw the two prisoners jump out of my master's barge; I stopped them; there was about a chaldron and a half of coals in the boat; they threw coals at me; I drove with them from New Crane to Ratcliff-crofs; there

there were men coming that I knew; they assisted me, and we took them into custody; then they confessed they took the coals out of this barge, there and before the Justice; the coals belong to Mess. Walton and Slade; they would not tell where they took the rest they had.

The prisoner said nothing in his defence. Guilty. T.

Note, There was Thomas George indicted with the prisoner, but being ill could not be tried.

13, 14, 15, 16. (M.) George Hindes, John Dyer, Philip Farrell, and Eleanor, his wife, were indicted for ripping and stealing six iron rails, value 5 s. the property of Mary Lucas, spinster, the same being fixed to her dwelling-house, Oct. 26. †

Mary Lucas. I live at Islington, and am a house-keeper; I can only say the bars belong to my premises; I missed them the 26th of October; there were six of them; they were taken from before the house; they were fixed into stone work, about five feet high; the top rail is fastened to the house.

William Church. I am a watchman in Islington; I met these four prisoners betwixt three or four in the morning, on the 26th of October; I asked them what they were upon; they desired to know whether I chose to have my head knocked about or not; when I had cried the hour to the other end of my walk, I returned again; within about a hundred yards of Mrs. Lucas's, I saw Hindes had got three bars; I asked him what he had got there; he said he had got nothing, and threw them on the ground, and made off; I took them up; then one of the other said, the watchman has got them, let us turn back and knock him on the head, and take them from him; with all my heart, said the other, but he has got a good stick in his hand; then they walked off; I went to the other watchman, we went to see for them, but did not see them, till I got in at the Blakeney's-head; there they all four sat; Farrell looked at me and said, have you a mind to have your ears pulled; I said, what do you mean by that; I went out and sent for a constable; Dyer followed me directly; I took hold of him, and said he should not go yet; I took him in and set him down, and said, the first man that stirred I'd knock him down; the constable came; we took them all to Bride-well; then the woman said, let me go back, and I'll shew you where there are three more bars, under a cart or a waggon by a public-house; we secured them, and according to her directions found the other 3 bars. Dyer said, going along, some

shall answer for this if I get my liberty; the woman said to Dyer, swear the young man that assisted me was a confederate with us: we carried the bars to Mrs. Lucas's house; there every bar fitted the place they were taken from, (*the bars produced and deposed to.*)

John Bailey. I was at the taking the prisoners at the public-house, and at the finding the three rails under the waggon.

Timothy Fly. I helped Church to take the four prisoners; I heard the woman give an account of the three bars.

Hindes's defence.

I had drank some liquor, and did not know what I was about.

He called Henry Hardy, Norris Lambeth, two copper-plate printers, who said he was of the business, and gave him a good character.

Dyer's defence.

I was locked out of my lodgings, and I met the other three prisoners in the street, being much in liquor did not know what I did.

He called William Cleaver to his character, who said he knew but little of his character.

Farrell in his defence acknowledged he went to Islington with the other prisoners, that Dyer and Hindes went on to Highbury-barn, and left him and his wife near Islington church, and on his return home Dyer overtook him with three bars on his shoulder.

Hindes, Dyer, and Farrell, Guilty. T. Eleanor, Acquitted.

17. (M.) George Wallis was indicted for stealing one wooden chest, value 12 d. a woollen coat, a waistcoat, a pair of breeches, value 2 s. two shirts, value 2 s. six stocks, value 6 d. three pair of hose, and a pair of linen sheets, the property of Thomas Fleming, Oct. 19. †

Thomas Fleming. I live in St. Martin's-lane, I am a watchman; the prisoner lodged at my room; I let the prisoner lie in my bed on nights when I was out, he lay there the 17th, 18th, and 19th of October; I left him in bed, put out the candle, and locked the door, and took the key with me on the 19th, and I came home the next morning and found him in bed; I lay down on the bed by him; I had locked the door, and laid the key in the window; I awaked betwixt six and seven, and found him dressed ready to go away; I got up, and missed my box with some things in it, under my bed, it was removed; I lit up the bed and found it was broke open, and some things were taken out; I challenged him with taking them; he denied it at first, but when I said I would take him

before the Justice, he said they were still in the room; he took them from behind the curtain, tied up in a table cloth; he got off while I was looking at them; I missed the key of my room.

Q When had you seen your box last?

Fleming. I saw it when I went out upon duty that night, and the things in it; on the 22d of October, about nine at night, I had been to the watch-house; I came back in five or six minutes, and found my room door open, and the key in the door; I found my chest was taken away; that was safe when I went to the watch-house; it was about a yard long, and three quarters wide, and about a quarter of a yard deep; I suspected the prisoner; there was a coat and waistcoat, three shirts, and some stockings. On the 1st of November he was taken up in Brown's garden, and put in the watch-house. I hearing there was a Black there, I went and found it was him; I desired him to tell where my things were; he acknowledged that he had taken my chest; he said he had sold the coat and waistcoat in St. Giles's, and pawned the shirt near Golden-square, and the chest was broke at his own lodgings; I went with him, there he delivered it; then we went and found the coat, waistcoat, and shirt as he had said; (produced in court, and deposed to.)

Mr. Pickering deposed to his buying the coat and waistcoat of the prisoner, some time about the 26th of October.

Benjamin Fryer, a pawnbroker, deposed, he took in the shirt of the prisoner on the 27th of October.

Prisoner's defence.

I bought the coat and waistcoat in Monmouth-street, there was another Black with me at the time, but he is not here. Guilty. T.

18. (M.) Anne Tait, spinster, was indicted for stealing one man's hat, value 3 s. a cloth coat, value 2 s. a pair of leather breeches, value 1 s. a pair of worsted breeches and two shirts, value 2 s. the property of Christopher Warren, Nov. 7. †

Christopher Warren. I a chairman, my wife sells milk, we live in a cellar in Hare-street, Piccadilly; the prisoner was my servant; she staid out all night the Sunday, and the next morning I missed the things mentioned in the indictment; she came home the next morning; I charged her with taking them, she would not own to any thing; I went and got a warrant for her; then she confessed she had taken them, and carried me to the places where they were.

John Hill, a pawnbroker, produced a pair of breeches, two shirts, and a coat, which he took in of

the prisoner, on the 8th of November, and 27th and 30th of October; (the goods produced and deposed to by the prosecutor.)

William Blaney, a pawnbroker, produced a pair of breeches and a hat, which he took in of the prisoner on the 7th and 16th of November.

The prisoner in her defence said, her husband ordered her to take them. The prosecutor said, when with him, she went for a single woman. Guilty. T.

19. (L.) Eleanor Fox, spinster, was indicted for stealing a silk gown, value 5 s. a silk petticoat, value 2 s. a woollen blanket, value 3 d. and a silver tea-spoon, value 1 s. the property of Barney M'Kernon, Oct. 27. †

Margaret M'Kernon. I am wife of Barney M'Kernon; I lost the things mentioned in the indictment, eight weeks ago last Friday, out of my apartment in Poppin's-alley, near Fleet-market: I trusted the prisoner in my room; I went out to get a bit of bread, by crying things in the street, and when I came home, she was gone, and the things: the constable took her the next day in Church-street, St. Giles's, and all the goods upon her; (produced and deposed to.) I had seen them that very day they were missing.

Thomas Watts. I am constable; the woman came to me to take up the prisoner; I took her in Church-street, St. Giles's, in a lodging; she had the things with her; she owned before the Justice she did take them.

The prisoner said nothing in her defence. Guilty. T.

20. (M.) Joshua Jacobs was indicted for stealing a handkerchief, value 10 d. the property of Henry Blomart.

The prosecutor was called upon his recognizance, but did not appear, for this reason, he was dead. Acquitted.

21, 22. (M.) Henry Abley and James Hendin were indicted for stealing a walnut-tree tea-chest, value 2 s. and six silver tea-spoons, value 4 s. the property of Andrew Strouter, Sept. 24. †

Andrew Strouter. I live at Kensington-gore, am a gardener. On the 24th of September I lost the tea-chest and six spoons; they were brought to the Dun Cow the same day.

Charles Spike. I am a carpenter. On the 24th of September I was drinking at the Dun Cow; the prosecutor's wife came and told us she had lost her tea-chest; we went after the persons; I took towards Brumpton, and was informed they had gone by there, and offered it to sale; we went to the water-side, and found the two prisoners in a boat, going

going towards Westminster-bridge I made the waterman come back; he was gone off about 20 yards; he came back; I then secured the two prisoners; they had the chest and spoons about them; they said they had eat the sugar; (*the chest and spoons produced and deposted to.*)

Prosecutor. They were taken from out of a room on the ground floor.

Webley's defence.

I found the things in a ditch on this side Kensington turnpike; I went and asked several people if they had lost a tea-chest; I went into the woman's house to ask, but there was no body at home; I took the spoons out in sight of the door, and carried it openly in the street; then I was going down by water, and this man called and stopped us.

To his character.

Joseph Hartley. The prisoner is my brother-in-law; I have known him four years, he has lived honestly as far as I know.

Hartley's wife, sister to the prisoner, said she knew no ill of him, that he lives with her in Castle-street, Piccadilly.

Mendin's defence.

I was going to work, I stopped to do my occasions, and found this chest in a ditch; I am but 12 years old. Both guilty. T.

23. (*M.*) Joseph Trout was indicted for stealing a 36 s. piece, 2 moidores, 21 guineas, 8 half guineas, 2 quarter guineas, and a crown piece, the property of John Reed, in the dwelling-house of John Turner, Oct. 16.

John Reed. I have been a servant all my lifetime. On the 16th of October, about eleven in the morning, I met a man named James Gawler, in Holbourn; he pretended to be a countryman of mine; he asked me where I came from; I said, from Newbury; he asked me if I knew such a man at Spinham-land; I said I did; then we went and drank together; he took me from one house to another, not liking this and the other house; in the last house but one we met with Trout and Manwaring; then we went to the Shoulder of Mutton and White Hart in Brooks-market; in discourse Manwaring said, you countrymen, you cannot all of you produce so much as 40l. he pulled out a purse of what I thought to be guineas, and said he was just come from the East-Indies; he said he had received 150 guineas, and should receive 300 more; a wager was soon laid, of half a guinea, that amongst us we could not produce 40l. the

prisoner took me by the shoulder, and said, what money have you?

Q. Did you know him before?

Reed. No, I never saw either of them before; the prisoner said he had six or seven guineas, and if you can raise any, Gawler can make it up; I went to fetch mine from my lodgings, and Gawler went with me; I produced 31l. 15s. 6d. there was a 36 s. piece, 2 moidores, 21 guineas, 8 half guineas, 2 quarter guineas, and a crown piece; after it was told upon the table, the prisoner said, that is enough, he will yield the wager lost.

Q. Did the prisoner or Gawler produce any money?

Reed. No, they did not.

Q. What time of the day was this?

Reed. This was about two in the afternoon; while my money was on the table, I went out to make water, and when I came in again, my money and they were all gone.

Q. How long did you stay abroad?

Reed. I did not stay out above three or four minutes.

Q. Was you sober?

Reed. I cannot say that I was.

Q. Were there any body else in that room?

Reed. No, there were only us four; then I went out, and sat in a shoemaker's stall, after the landlady told me the liquor was paid for.

Q. When did you meet with the prisoner afterwards?

Reed. I met him in Cheapside, on the 20th of October, about ten in the morning; he knew me, and endeavoured to shun me; I ran after him from Cheapside to St. Martin's-le-grand; there I took him myself, and got him to a constable; the prisoner asked me what I wanted; I said, you are one of the men that robbed me of so much money; there were some linen-drappers asked me what money I had lost; I told them as I have here; I described the crown piece, by being bent a little on the edge on one side; the prisoner pulled out seven guineas, one 27 s. piece, and a crown piece, such a one as I described; I knew it to be my property; it had been my mother's, and I had carried it in my pocket ten years; (*the money produced in court.*) This crown piece is my property; at that time the prisoner said he never was in my company, but before Sir John Fielding he owned he had been in my company; as soon as I mentioned what money I had lost, he fainted away, and fell back into a chair.

Cross examination.

Q. Did you not play at a game called hussel-cap, and lose 17 s.

Reed. No, I do not know what that is, I never play'd for a farthing.

Q. Was you in at the Blue Lion?

Reed. I was in at two or three houses, I do not know the signs.

Q. How far did you go when you went out to make water?

Reed. I turned on the left hand to a gate-way.

Q. Did you not sleep in the cobbler's stall?

Reed. I might, for about an hour; I believe I had missed my money before I went in there.

Q. What did you say to the landlady when you went into the alehouse again?

Reed. I said to her, when she told me they had paid the reckoning and were gone, that I had left above 30 l. upon the table; this was the same minute I went in.

Q. Did not you tell her different stories?

Reed. All I said was, I had lost about or above 30 l.

Q. How came you to go and fetch the money?

Reed. Gawler took me to the door, and said, come along, you may soon fetch it; so I went for it.

John Casson. The prosecutor delivered the prisoner and money into my charge the 20th of October, about eleven in the morning; he gave an account he had lost 31 l. 15 s. 6 d. and described a crown piece, by saying it was a little bent on one side; such was the crown piece the prisoner produced with the seven guineas and moidores; the prisoner said, he had never seen the prosecutor before.

Cross examination.

Q. Did the prosecutor always mention one sum?

Casson. He never varied in that; he said he put it down on the table, and went out for about three or four minutes, and when he came in, the men were all gone, and his money too.

Prisoner's defence.

I leave it to my council.

Court. Your council cannot speak for you; you must do that yourself, if you have any thing to say.

Prisoner. I know nothing at all of the money, not the least in the world.

For the prisoner.

Eliz. Turner. My husband keeps the White Hart and Shoulder of Mutton alehouse, in Brooks-market; there were four men came into our house; I really cannot say the day, it might be some time in October; they went out, I thought they all went

away together; one of them came in, and said, he had lost his money; at first he said he had lost upwards of 40 l. then 35 l. then 25 l.

Q. Was he drunk or sober?

E. Turner. He was in liquor; he said he had laid it down on the table, and the other men had taken it.

Q. What room were they in?

E. Turner. They were in a little room by themselves.

Q. Was you before the Justice, what did he say he lost there?

E. Turner. I was; there he said he lost upwards of 30 l. 15 s. 6 d.

Q. Look upon the prisoner, do you know him?

E. Turner. I do not recollect him; they were all strangers to me.

John Turner. I am husband to the last witness; I was up in my own room at the time; I never saw any of them till the prosecutor came back to my wife; then he called me down stairs; he told me he had lost upwards of 40 l.

Q. to Mrs. Turner. What liquor had they had?

E. Turner. They had had a shilling's worth of brandy and water; they paid me as they went out.

Beckley. One day in October, about three in the afternoon, I was at work in my stall, and heard a young woman say to the prosecutor, who do you want; he said, I came out of the house, and I cannot find my way in again; she directed him; presently I heard a woman say, a man had lost his money; he came out and said to me, the men had ran away with his money; so I took him into my stall, and there he slept; I believe the first time he came out was to make water.

William Yates. I was in Mr. Turner's house when the prosecutor came into the tap-room; he said he had lost 40 guineas, or upwards of 40; after that, he said 30 and upwards; and at last he came to 25.

John Wilcox. I was coming through the gate-way at Mr. Turner's, the man was giving an account he had been robbed; he first said three and forty guineas, then three and thirty, and thirty.

John Read. I heard the prosecutor say, he had lost his money in that house, 40 l. and upwards; one time he said five and thirty, and another time five and twenty.

John Shepherd. I have known the prisoner about four years, I believe he is a horse-dealer; he always behaved well in my company: he bears the character of an honest man.

William Quarry. I have known him eight or nine years; I will trust him any time with an hundred pounds; I believe him to be an honest man.

George

Geo Smith I live in Old-street: I have known him five or six years; he bears the character of an honest man.

John Strong. I have known him six or seven years; his character is that of an honest man.

James Barrow. I have known him four or five years; he is an honest man as far as ever I knew.

William Jackson. I have known him eight years; he is a very honest man.

John Palmer. I have known him almost two years; I never knew any thing bad of him.

Q. to prosecutor. Where is your lodging from whence you fetched your money?

Prosecutor. It is near Oxford Chapel.

Q. How came you to give different accounts of the sum?

Prosecutor. I did not; I never varied in my account; I had not been in London above ten days; I brought it up out of the country with me. Acquitted.

24. (M.) *Charles Dainton* was indicted for that he, in company with John Gawler not taken, stole one 36 s. piece, two moidores, 21 guineas, eight half guineas, two quarter guineas, and a crown piece, the property of John Reed, in the dwelling-house of John Turner, Oct. 16.

John Reed gave the same account as on the former trial, with this addition, that the prisoner was taken up on the 6th of November; the Justice sent for him; that he knew him again as soon as he came into the room, and went up to him, and said he was one of the men that had robbed him; and that there were a parcel of counters found upon him like guineas, in a green purse, which purse he deposed to, as the purse his money was in; that the prisoner at first said, he never saw him in his life; but at last before Sir John Fielding he did own he was in his company.

Prisoner's defence.

I never saw the man in my life before I was at Sir John Fielding's; I was taken up through malicious people for a robbery; this man came in and said he had lost some money; he said, after looking about, he did not know nobody at all; one of Sir John's people pointed to me; then he came up to me and opened my sarkout, and looked at me; I said, what do you look at; he said nothing at all; I said, do you know me: he said, no, then he went to the bar and swore that I was the man.

He called four men to his character, but none appeared. Acquitted.

25. (M.) *Robert Baster* was indicted for stealing 200 pounds weight of muscovado sugar, value 20s. the property of Thomas Richardson, Oct. 9. †

Thomas Richardson. I am master of a ship lying in the river at Bell-wharf, near Ratcliff-cross, loaded with sugar, rum, &c. a Jamaica man; I was informed the prisoner had robbed me; I cannot recollect the day of the month, it was some time in October.

Q. Did you ever see the prisoner on board?

Richardson. No; neither could I tell there was sugar missing, till I came to have my freight collected.

Cross examination.

Q. How did the prisoner say he came by the sugar?

Richardson. He said he bought it of Dix, my first mate.

Q. Was Dix before the Justice?

Richardson. He was.

Q. How came you not to charge Dix?

Richardson. I did; and said if he would let me know who bought the sugar, I would take his word and not send him to Newgate.

John Smith. I was second mate on board this ship; in the month of October, two or three days before we went into the dock, before the sugar was all unloaded, I was in the hold, and the prisoner came down and staid about a quarter of an hour, and went up again; after that he came on board again, and carried away some sugar in bags; that was about seven or eight at night; some of the ship's company and Custom-house officers helped him to put it into a boat; they called it sweepings; it was some clean and some dirty.

On his cross examination he said, he informed the captain of it about nine days after, that he believed he bought it of Dix; he heard him tell him afterwards it was a very dear bargain, he could not get six-pence by it.

Robert Crisly, a mariner on board gave the same account, with this addition, he saw the prisoner pay Dix three guineas for the two bags of sugar.

Prisoner's defence.

It was sweepings; I bought it of the chief mate, after the ship was cleared.

For the prisoner.

Henry Prior. I was one of the surveyors on board this ship. On the 9th of October, when we had cleared the ship, there were some dirty sweepings, we never gave ourselves any concern about them; there might be to about the amount of 250 pounds

D weight;

weight; it has always been the custom of the chief mate to dispose of them, if he thinks them worth his acceptance, if not, the boys take them; this dirty sugar was in a vessel or two; I left Mr. Crow there after the sugar was cleared.

William Crow. I am an officer belonging to the Customs, I was on board in charge of some wood; to the best of my knowledge, the ship was cleared of the sugar; the 8th or 9th of October the prisoner came on board that day about eleven in the forenoon, and asked the chief mate if he had any sweepings on board; the mate said there were some in the hold, if he chose to go down and look at them; he went down and came up again; they had some conversation, but what I know not; the prisoner said he would come again in the afternoon, when the ship was cleared; he came again about four or five, then the ship was cleared; the sweepings were taken out of two Irish beef barrels and put into bags, and the prisoner took them away; there were several casks of sugar in the first, second, and third tier had been stowed to pieces, and a great deal of sugar was out; the good was carefully taken up and put into the vessels they came out of, as neat as could be found, and the dirty was put into these barrels; it was dirty stuff that was scraped from the ceilings.

Henry Tilly, a Custom-house officer, confirmed the account given by Prior, with this addition, that he nor none of the officers received any part of the money as he knew of.

Alexander Daniel. I was the waterman employed to carry these sweepings from on board, in four bags and a half kit; there were chips and dirt among it.

Alexander Tombes. I saw it on board; there were chips and gravel amongst it, and no good sugar at all; I was by when it was taken out of the beef barrels; they were carried to a sugar-baker, named Toulson.

Joseph Toulson. I am a sugar-refiner, and live at Chle stairs; I bought about 200 and a quarter weight of sweepings of the prisoner, on either the 10th or 11th of October; I gave him a moidore for it; he said he had lost money by it; it was only fit for melasses.

He called John Scott who had known him 10 years, John Carpent 7, John Miller 10 or 11, Andrew More about 10, George Cutbert 14, John Cliff 25, John Eastock 7, and Joseph Hesley 2 years, who gave him the character of an honest man. Acquitted.

26. (M.) Daniel Hegan was indicted for stealing 200 pounds weight of muscovado sugar, value

20 s. the property of Thomas Richardson, October 6. †

This appeared also to be sweepings, and bought of the first mate, Dix, who was not taken into custody. Acquitted.

27. (L.) Thomas Bradley was indicted for stealing a man's hat, value 3 s. the property of Robert Brown, Nov. 17. †

At the desire of the prisoner the witnesses were examined apart.

Robert Brown. I am a carpenter, and live in Holbourn. On the 17th of November the prisoner and three others came past me, as I was at the bottom of Holbourn-hill, going home, about eleven at night; the prisoner took my hat from my head, and threw it to another man; I ran after the other man, the prisoner after me, and knocked me down; I got up again immediately; seeing my hat lying by the side of a house, I made to it; he came again a second time, and threw me down in the channel; there came three gentlemen and took him; the watch was charged with him; he said to the watchman, don't hold me, I'll go with you quietly; he let him go; he got from him and ran through Fleet-market, and up some high steps; they followed and took him there; then he was carried to Wood-street Compter; I never saw my hat since.

Q. from prisoner. Was you drunk or sober?

Brown. I was neither; I had had a little liquor.

Q. from prisoner. Did I demand any thing of you, or put you in bodily fear?

Brown. No, you did not.

Q. Was you sober or drunk the next morning before the Alderman?

Brown. I was a little troubled about the affair, by being confined all night in the Compter.

Q. How happened that?

Prisoner. Because I charged him with an assault first of all.

Q. from prisoner. Whether you did not say if I would give you 6 s. for the hat, you would not prosecute me?

Brown. No, I did not.

Samuel Hughes. On the 17th of November I was turning down Fleet market from Holbourn-hill, I perceived Mr. Brown running down Holbourn-hill after one of these chimney-sweepers, (the prisoner is a chimney-sweeper) and the prisoner was running after Mr. Brown; he overtook him just opposite the Fleet-market, there he knocked Mr. Brown down; I went to see what was the mat-

ter;

ter ; a chimney-sweeper took up a hat and ran up the hill.

2. Had that man a hat on his head at the same time ?

Hughes. He had a sort of a hat on ; I called to a watchman who turned him ; then he ran down and through the Fleet-market ; by that time Mr. Brown had recovered himself, then I told him where to find me, if I should be wanted to give evidence.

John Corwell. On the 17th of November, about a quarter before twelve at night, I saw Brown knocked down by some person, I know not who ; I went up ; Mr. Hughes was there ; he told me Mr. Brown had lost his hat ; I saw a hat thrown to another person ; Mr. Hughes shewed me the person that did it ; I seized the prisoner ; taking him along by St. Andrew's watch-house, he made his escape ; I ran after him, he ran down Fleet-market ; one of his accomplices I believe joined him at the top of Turnagain-lane ; coming upon Snow-hill, there I took him ; the other man was I believe five feet ten inches high ; he was a chimney-sweeper ; he went off as soon as the prisoner was taken ; after that I learned by the people at the watch-house, he came several times and peeped in at the window.

Prisoner's defence.

I am a chimney-sweeper by trade, and had that night been at work with a night cart ; coming along I met the prosecutor running after three or four men in the highway, as if they were at football ; he was challenging one and another with having his hat ; he came to me and said, have you got my hat, and laid hold on my collar ; I said, let me alone, I have not got it ; he was going to strike me ; I first charged the watch with him for striking me, and he after that charged me with this robbery ; they took me towards the watch-house ; I said, where is my antagonist ; they said, never mind that, so long as we have you ; I said, I will not go without him ; I ran away down Fleet-market and up Turnagain-lane ; they call'd, stop thief : a man came, I said I am the man they mean, I am your prisoner ; there came my antagonist ; we were both carried to the Compter, and the next day before Mr. Alderman Crosby ; the Alderman asked him if he was drunk or sober ; he owned he was in liquor. I am as innocent as the child unborn. Guilty. T.

28, 29. (M.) John Frazer and George Thompson, were indicted, the first for stealing three quarter-loaves of wheaten bread, value 1s. 9d. the

property of Edward Wilson ; and the other for receiving the same, well knowing them to have been stolen, Oct. 23. J

Edward Wilson. I am a baker ; the prisoner Frazer was my apprentice ; I live near Leicester-fields ; I was informed he robbed me on the 23d of October ; I watched him, and first saw him take two loaves out of the window, and carried them out of my sight ; I found afterwards he had put them upon some other loaves in another place ; I ordered my maid servant to go out of the way, that I might have an opportunity to catch him ; he made an excuse to go and empty a dust-tub, which had some ashes in it ; he took one loaf ; I followed him at a distance with Thompson ; he put the dust-tub against a post ; I was upon him before he received any money for it ; I asked him where the loaf was ; he pointed to Thompson.

2. What is Thompson ?

Wilson. He is a taylor, and works in a stall ; I found the loaf under a board in his stall ; I took that and Frazer away ; I said to Thompson, what do you give for these loaves ; the boy said 7d. they were 7d. $\frac{1}{2}$ at that time ; Thompson said 7d. at the same time.

2. How old is the boy ?

Wilson. He is about fourteen years of age ; he has been apprentice about a year ; I took him before the Justice ; Thompson was sent for ; there he owned he had had two quarter-loaves before of the boy, and paid him a groat a piece for them ; he said they were damaged loaves.

Mary Nash. On the 23d of October, between seven and eight in the morning, the boy at the bar came and took a loaf out of the window (I am servant to the prosecutor) and set it on a basket ; then he came to me for the ash-tub ; he took the tub and loaf, and away he went ; I told my master of it, and he followed him immediately.

Frazer's defence.

Mr. Thompson told me to bring him a loaf on the Wednesday ; I did not on that day, so I took one, thinking my master would be angry that I did not, so I took one and carried it on the Thursday.

Thompson's defence.

The young man brought me a loaf, and desired to leave it with me till he called again ; he did not call for several days ; at last he called, and asked me if I wanted a loaf, and said, I should have it for a groat, which I gave him ; three or four days after he brought another, and left it, which I gave him the same price for ; that I think was on the Tuesday ;

Tuesday, and I think on the Friday following his master followed him; I did not handle it; he asked where the loaf was; the boy turned, and gave him it.

To Thompson's character.

Emerton. I know Thompson; he lives in a court by St. Martin's church, and has a stall in Leicester-fields; he had two loaves, they were very much picked; what he gave for them I do not know, they were not saleable; they must certainly be second hand, they were not fit to sell to a good customer; I have known him seven years; he has four children and a sick wife; he is a botching taylor, his character is very good in the neighbourhood.

Richard Perkins. I am a servant at a public house; the boy at the bar came for two loaves, which he had left; he said they were in the cellar; the boy that received them of him was gone out; I went down and carried them up; they were picked in a very great manner; I shewed the people how they were picked.

Q. When was this?

Perkins. This was the Tuesday before Thompson was taken up.

Mr. Brady. I used to employ the prisoner Thompson; one time in particular I was going out, and in my hurry I left a 36s. piece and half a guinea in my pocket, and sent my breeches to him to do something to them; and in the afternoon, when I came home, he was at my house, and brought the 36s. piece and half guinea, and told me he found them in the pocket. I said, Thompson, you are an honest fellow; have you any credit; he said, no; I told him, he should go to my draper, and I would give him 10l. credit; I look upon him to be as honest a creature as can be.

Ralph Fossey. I am a poulterer; I have known him six years, he is a very honest man.

John Kentley. I have known him 20 years; he worked with me between 10 and 11 years, no body could behave better.

James Gibson. I have known him twelve years; he is a very honest man, with a large family.

Mr. Taverner. I have known him about six years; he is a very honest sober man.

Richard Wilkins. I have known him eight years; he is as honest a man as any in the world.

Q. to prosecutor. Had you used to send the boy out with loaves to sell?

Prosecutor. I have.

Q. Have you trusted him to receive money for bread that you sent out?

Prosecutor. I have. Both acquitted.

30. (M.) Daniel Coleman was indicted for that he, on the 13th of November, about four in the morning, the dwelling-house of Thomas Thirkell did break and enter, and stealing four cloth coats, value 40s. two cloth waistcoats, value 20s. one allapeen waistcoat, value 4s. one stuff waistcoat, value 2s. one pair of velvet breeches, one pair of cloth breeches, two pair of stockings, and a pair of flannel drawers, the property of the said Thomas, in his dwelling-house.

Thomas Thirkell. I live in Milk-court, near Carey-street, and am a taylor; my house was broke open on the 12th or 13th of November before nine in the morning; I went to bed on the Thursday morning about four o'clock, having company that kept me up; my shop is in my garret; the room was laid open, so that the men could not go to work, the roof was repairing; neither I nor any body that belonged to me were up in the garret on that Thursday; on the Friday I went up, in the forenoon, but missed nothing; I went out in the afternoon; when I returned in the evening, my wife asked me for the key, and went up, and missed some of the things which had laid on the shop-board; I went up, and found a square of glass was taken out, and the window open, and the things mentioned in the indictment were missing; then I went to the master bricklayer, and enquired the names of his servants, and after that to the master carpenter, to enquire after his men; I had all the workmen up, and the last that was examined was the prisoner; he was the person the most suspected. I got a search warrant, and went to his lodgings in Cow-cross, at the house of one Kelley. I desired a candle to search Coleman's lodging; he did not lodge in the house Kelley lived in, but in another house, which I found belonged to Kelley; we searched, and found nothing there; then I insisted upon searching in that house where Kelley lived; and in a bed where two children lay, in turning up the bed, (it was in a room below stairs) there lay the green allapeen waistcoat, a black cloth coat, a crimson stuff waistcoat, and a pair of black cotton velvet breeches; these were goods that were taken out of my garret. I told Mrs. Kelley she must go along with us; I took her to Sir John Fielding's office, and she and Coleman were committed to New-Prison; when we were in the coach I said to Coleman, you had better tell where the rest of the things are; he said, two coats and a waistcoat were pawned near Ludgate-hill, in Blackfriars, and another coat at the bottom of Leather-lane;

lane I found the coat; and in Black-friars I found the two coats and one waistcoat; the prisoner owned he took the things a little after four in the morning.

Q. If the room was laid open, what occasion to break the square, or open the window?

Thirkell. The tiles were stripped off, but the cieling under the tiles was found, so that he could not get into the room without opening the window; he owned he broke the square, and came in at the window; I asked him, if he had any body with him; he said he had no body but himself and the d—l; on the Monday he told me a different story; he said, there were three people concerned with him; that one of them broke the square, and opened the window, and went in, and brought the things out, and handed them to him. On the Monday the pawnbroker and soldier were before Justice Kelynge, and the things were all there; he was asked what he had to say for himself; he said, nothing at all.

Nicholas Simonds. I am a pawnbroker; I took in these coats and waistcoat of the prisoner at the bar on the 14th of November in the evening; I lent him 4 s. on one coat and waistcoat, and 8 s. on the blue surlout coat; (*produced and deposed to.*)

Thomas Barrow. I am a constable. He produced the things found in *Kelley's* house; (*deposed to by prosecutor.*)

William Richards, a soldier, produced the waistcoat, which he said the prisoner carried to him to have a lining put in it, (*deposed to by the prosecutor.*)

Daniel Kelly. I have known the prisoner six years; he lodged at my house about five days and a half; he lay in a house of mine, within two doors of the house where I live; he came to my house on the Friday about twelve at noon; he said, I want the key of my room where I lie; my wife was not at home; he went out and came in again; then he brought the things found in my room, (*mentioning them*) and said, Landlord, I give you these things to your charge, when I call for them I shall expect to have them of you; I said, very well, you shall have them when you call for them, I laid them on the bed where my children lie; they lay there about 29 or 30 hours; I never spoke a word to my wife or any body else about them.

Q. How did he say he came by them?

Kelly. He said he bought them in rag-fair for 12 s.

Q. How came they under the tick of the bed?

Kelly. I know no more of it than the child unborn.

Prisoner's defence.

I was going to work on Thursday morning; it was a foggy morning; there was a man had these cloaths; he said he would give me a pint of beer if I would hold them while he went to the necessary-house; I took them; he staid better than a quarter of an hour, and I was afraid of losing a quarter of a day, so I brought them home to Mr. Kelly's house; they were all bundled up together, then I went back to my work.

Kelly. I desire to ask your Lordship or the Jury, whether I knew any thing of these cloaths coming into my house or no; I do a great many things to get a bit of bread; I sell things and carry a chair.

Court. You are not charged with taking them.

To his character.

— *Welch.* I am a bricklayer; I have known the prisoner a year; he worked four months with me, and behaved as well as any man I ever knew. Guilty of stealing only, 39 s. T.

31. (*M.*) *Levi Harry* was indicted for that he, on the seventh of December, between the hours of three and four in the night, the dwelling-house of John Brannan did break and enter, and stealing four cloth coats, value 30 s. four cloth waistcoats, and several other things, the property of the said John, &c. †

The prosecutor is a salesman; he deposed his house was broke, and the things mentioned within were taken away; he advertised them; upon which, Mr. Alefounder came to him, and inform'd him he had taken some of them in of the prisoner at the bar; that the prisoner was taken, and before the Justice gave an account that he bought them of a man, whose wife they took up, but he was absconded; and that, by all the circumstances, the prosecutor did believe, the prisoner was not the man that broke his house or stole the things. Acq.

32, 33. (*M.*) *George Atkins* and *Thomas Atkins* were indicted for that they, on the 10th of December, about the hour of eleven in the night, the dwelling-house of David Burnet did break and enter, and stealing one wooden till, value 6 d. and 40 s. in money numbered, the property of the said David. †

David Burnet. I keep a chandler's shop in Newtoner's-lane; this day sevennight at night I was very bad, and went to bed, and left my wife and maid up; the next morning about 7 o'clock, when I got up, I found my cellar-door in the street broke open; there is a hole out of the cellar,

lar, where we can put pecks and half-pecks of coals through into the shop, through which I make no doubt they came into the shop to the till; the lock to the cellar door was torn to pieces; I missed the till, and 40s. in halfpence tied up in 5s. papers, from off a shelf behind the counter. My boy told me George Atkins had been about the door over-night, and offered to shut the shutters up for them; the prisoners are brothers, and live at the next door to me; I sent for George down; I accused him with the fact; he went up stairs, and brought down some halfpence tied up in a cloth; he said there were 23s. of them; he delivered them to the constable; some time after that we found his brother was concerned; we took him up, and he delivered some halfpence up: this was about 12 o'clock the same day; he said he was concerned with his brother, and what he delivered was part of my money.

Q. How old are the boys?

Geo. Atkins. I do not know how old I am; my brother is going into 10 years of age.

Burnet. They both would have brought in an innocent person, which we found had no concern in it.

Q. Have the boys any friends?

Burnet. Their father is dead, and their mother is a very poor woman, that goes about buying kitchen-stuff.

John Henry. I am the constable; I heard the two prisoners confess they did the fact, and they delivered these halfpence to me (2 parcels produced in court); they owned these halfpence were the property of the prosecutor, and told us how they broke the door and got in.

The prisoners said nothing in their defence.

Guilty of stealing the money found only, which was under 40s. T.

34, 35. (M.) William Johnson and William Walker were indicted, for that they, in a certain field and open place, near the King's high-way, on William Jarvis did make an assault, putting him in corporal fear and danger of his life, and violently taking from his person a silver watch, value 40s. and 5s. in money numbered, his property, Dec. 10. 1.

Will. Jarvis. I am a gardener, and live in the parish of Christ-church, Middlesex; last Wednesday I was at Kentish-town, at the sign of the Angler; I set out from there at about a quarter before 5 in the evening; just before I came out into the field, I met a gentleman; he said, Sir, I

perceive you are going over the fields, there are 2 lurking Fellows in the way, which I did not like; I still went on, and about an hundred yards before I came to the bridge, I met an elderly man; the bridge is about the middle of the field, and about an hundred yards on the other side the bridge, I met the two prisoners.

Q. Which way was you going?

Jarvis. I was going towards Pancras; I perceived them when we were within about 20 yards of each other; Walker took a pistol from under his jacket; they came up to me together; Walker said, Sir, your money; gentlemen, said I, I have very little money, I hope you will not take what I have from me; Walker said, Sir, your life; I said, that will do you no service; then he said, your money or life directly; I said, gentlemen, if that is your resolution, I will give it you, and put my hand in my pocket, and gave him 5s. it was 3 shillings and 4 sixpences; in my delivering it, there was a sixpence dropped on the ground; he seemed to show it to Johnson in his hand; then he put it into his pocket; I still stood in the same position, and so did they both, side by side; seeing me, he presented his pistol to me again, and said, Sir, your watch; I said, gentlemen, I hope you will not take my watch, I have had it a good many years; Sir, said Walker, your life then; I said as before, that will be of no service to you; then he said, your watch or life directly; then I took and gave it him; when so done, he pointed the pistol, and said go that way, that was to proceed the way I was going.

Q. What did Johnson do?

Jarvis. Johnson never said a word during the whole; he only stood by the other; I believe I went on about 30 yards towards London; then I began to consider what to do; I looked either way, and saw no body coming; then I turned back after them; then I began to think they might have laid themselves in ambush at the bridge for some body else; I went on, and saw nobody there; then I met the old gentleman that I had met before, with a little bundle under his arm; I told him I had been robbed, since I met him, by 2 men; said he, they just passed me; I said, will you assist me; he seemed not to be willing; then I went on, till I came to the Black Horse, and asked if any body had come there; they said no; then I went to the next public-house, and there enquired, and found no body; I proceeded down the town as fast as I could; I met a man, and said, have you met two men, I had been robbed by two men; then a young man

near

near us said, Sir, I saw two men just now, they had like to have run against a ladder which I had; then we agreed to see if we could find them, and in our hurry we had overshot the Angler; another man seeing me going in, he pushed and went in with me; the prisoner Walker had just had a dram at the bar; the other was going to have one; Walker pushed towards the door; I had a pretty large stick in my hand; I struck at him, but missed him; I took hold of him, and said, if you stir you are dead, as you said to me just now, and challenged him with being the person that had just robbed me; he said, Sir, I acknowledge it, I am the person, and I will not resist in the least; I will surrender myself, and I crave your mercy; at that very instant Johnson was ready to come out; he was rather behind the door; Mr. Hale took hold of him; I said, down with him, knock him down, this is one, and he is the other; upon that Mr. Hale kicked his heels up, and threw him against a settle; he was obstreperous, but in a minute's time the other two men came in and assisted Mr. Hale; we searched them; Johnson had the pistol upon him; it was taken from him in the house with some difficulty; he had hold of it at the time; Mr. Hale took it from him; it was loaded two fingers deep; they had 4 s. and 6 d. upon them, which they said was all they had; the next morning a sixpence was found sticking in the ground edge-ways, where they robbed me; the watch and money were found upon Walker (*the money, three shillings and three sixpences, and a pistol, produced in court*).

2. When you first met them, did you see their persons, so as to be able to know them again, if nothing had happened?

Jarvis. Yes, I believe I could have known Walker again, Johnson rather held his head down; I knew them again when I found them at the ale-house; I am certain they are the two men that robbed me.

2. What did Johnson say after he was taken?

Jarvis. He said very little, and cried; when we were in the coach, going to prison, Johnson desired he might be run through; he said we must both die, meaning Walker and himself.

2. from Johnson. Whether I was not a-head of Walker, when you met Walker?

Jarvis. Johnson was rather first, but they stood a-breast, facing me, during the whole time.

Tho. Hale. I am a butcher, and live in Kentish-Town; I saw the two prisoners enter the Angler ale-house before the prosecutor, about a minute or a minute and a half; Mr. Jarvis went by the door,

and turned back to look in at the house; I went to the door, and we both went in together; Walker was coming to make his escape out; Jarvis struck at him with his stick, and took him by the collar; he surrendered himself up, and said I am your prisoner; Johnson was behind the door; he wanted to make his escape; I caught him by the collar, and struck up his heels, and flung him against the settle; Jarvis cried out all the time, *Knock him down, knock him down*; I had a sharp tussle with Johnson, till I had assistance; after that he was secured; I took the pistol from him; we took the watch and pistol from Walker; then we took them away to Justice Fielding.

James Harret. I was going along Kentish-Town with a ladder; the prisoners were going up the town; I delivered the ladder, and was going home; I met Mr. Jarvis; he told me he had been robbed of his watch and 5 s. by two men; I told him I saw two men just pass me; then he said, come along, we will follow and take them; we went along, and I was got past the house; he returned, and looking in saw the prisoners there; Mr. Hale and he had got into the house; I returned and went in; Mr. Jarvis had got Walker into a box, and Mr. Hale had got Johnson down; I assisted him, and saw the pistol taken from Johnson, and the watch and money from Walker.

John Pritchard. Mr. Jarvis told me he had been robbed by two men; I went along with him, to see if we could find them; we had past the public-house; he turned his head, and looked in, and said, here are the villains; we turned back to assist Mr. Hale, and he had got the 2 prisoners; we assisted Mr. Hale, and saw the pistol taken out of Johnson's left-hand pocket; and I saw the watch and money taken from Walker, and a piece of window-lead; it was chewed together in a lump, to serve as a slug; we brought them to Sir John Fielding, and then to Newgate.

2. to Hale. Where have the pistol and money been since?

Hale. I have had them in my custody ever since; it is now charged.

Johnson's defence.

I was coming along to London; on the other side Pancras I met this man (*meaning Walker*) I never saw him before in my life; he asked me for my money; I said I had none; then he insisted on my going along with him; he asked me if I had ever been at sea; I was very fearful of him all the way I came along; he stopped the gentleman, I never said a word to him, or him either, neither dare I go away, not knowing but he would fire upon me.

When

When we came to the public-house he desired me to hold the pistol, while he got change to pay for a dram; I had forgot I had it about me; he drank a dram, and before I drank one the gentleman came in; they secured us both; I did strive to make my escape, not knowing the consequence; I came from India in the Clive Indiaman, with Capt. Allen; my relations live all in Cheshire.

Walker's defence.

I beg the mercy of the court; I am just come from sea; I came home from the coast of Guinea in the Phoenix; I have not been home 3 months. Both Guilty. Death.

36 (M.) William Sutton was indicted for stealing a silver watch, value 4l. the property of Thomas Hefernon, privately from his person, November 16. †

Thomas Hefernon. I am an Irishman. On the 16th of November I was coming home, between one and two in the morning, to Castle-street, Long-acre; I was within 20 or 30 yards of my own house; I was going in at the Turk's-head to have a pint of beer; I was very much fuddled; there were two men came out and entered into discourse with me; one of them took my watch and ran away; I followed him, but he got off; I cannot recollect any of the persons; I advertised my watch, two guineas reward; after that I was sent for to Sir John Fielding's, there I saw the watch and the prisoner; (*the watch produced and depose to.*)

Q. Are you sure you had your watch in your pocket, when you was going in at the Turk's-head?

Hefernon. I am sure I had it when I was robbed of it.

Q. What did the prisoner say before Sir John Fielding?

Hefernon. He said he had won it at tossing up.

Mr. Brown. I am a pawnbroker, and live at the corner of Bedford-street, in Halfmoon-street; the

prisoner brought this watch to my shop and asked me to lend him two guineas and a half upon it; this was on the 17th of November; I asked him how he got it; he said he got it by tossing up, upon the ruins of St. Giles's; I turned to a book which I keep of every watch that is advertised; there I saw the watch advertised; I went to my next door neighbour in order to get assistance to secure him; in the mean time he got away; then I gave information of the watch to Sir John Fielding, by which means he was detected.

Prisoner's defence.

I got this watch by tossing up against another watch, upon the ruins of St. Giles's.

For the prisoner.

Thomas Nicholls. I am a sawyer, and live in Halfmoon-alley, Bishopsgate-street; the prisoner is a jeweller. Last Monday was a month I was on the ruins of St. Giles's; I saw a parcel of people got together; my partner said, Tom, here is Will Sutton, he was tossing up for a watch and won it, but I should not know the watch again.

Joseph Nicholls. I am a sawyer; I was with Thomas Nicholls at this time; it was on a Monday, between five and six in the evening; I saw two watches lying on the ground; they tossed up five out of nine; he won the other man's watch; the other man was a short man, with a curled wig.

Q. Was you in company with the prisoner the day before?

J. Nicholls. No, I was not.

Q. Should you know the watch again that he won?

J. Nicholls. No, I could not; the watches had both white faces.

Q. to T. Nicholls. Was you in company with the prisoner the night before.

T. Nicholls. No, I was not.

Guilty of stealing, but not privately from the person. T.

There was another indictment against him.

* See him tried, N° 10.

The Second Part of these Proceedings will be published in a few Days.

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY
FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 17th, *Thursday* the 18th, *Friday* the 19th, *Saturday* the 20th,
and *Tuesday* the 23d of DECEMBER, 1766.

In the Seventh Year of His MAJESTY's Reign.

Being the First SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

NUMBER I. PART II.

LONDON,

Printed for J. WILKIE, at the Bible, in St. Paul's Church-Yard.

[Price Six-Pence.]

THE WHOLE
PROCEEDINGS
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

37. (M.) **J**oseph Bea was indicted for stealing a silver watch, value 40s. the property of Joseph Merry Mallard, privately from his person, November 10. †

The prosecutor being a foreigner, an interpreter was sworn.

Joseph Merry Mallard. On the 10th of November, being Lord-Mayor's day, between twelve and one o'clock I was in Westminster-hall, there was the prisoner; he had pushed me backwards several steps; I thought it something comical, because the crowd was not so very great; but at last he gave a snatch at my watch chain, and one of the chains went over a button; then he gave a snatch towards my left side, and pulled it out of my fob with main strength, and put his right-hand behind him, as if he gave it to some person behind him; upon which I laid hold of him, but he had not the watch upon him; I can swear he was the identical man that took it.

Q. Did you see your watch in the prisoner's hand?

Mallard. No, I did not, but I felt it go out of my fob; I brought him before Justice Fielding, and got some papers printed and dispersed about, but I never saw my watch since.

John Quittens. I was in Westminster-hall on Monday the 10th of November, being kept for my Lord-Mayor's day; the prosecutor was with me; I know he had his watch at our going into the hall; when he said he was robbed, he laid hold of the prisoner directly; then his watch was gone, but I did not see it taken; the prisoner never owned he took it.

Prisoner's defence.

I know nothing at all about it; I went into Westminster-hall to see my Lord-Mayor; this gentleman said he had lost his watch; he looked about, and I trod upon his foot; he charged me

with taking it; I went quietly with him out of the hall: I never saw the watch.

He called John Fryer, who had known him two years, William Ayre one year, Isabella Mansey six months, and Robert Char about a month, who said he was an Irishman, and of good character. Acquitted.

38. (M.) *Catharine D. Carter* was indicted for stealing a linen gown, value 12 d. one linen shift, value 12 d. and one pair of worsted stockings, the property of John Vandale, Nov. 19. †

John Vandale. I am a weaver, and live in Nightingale-lane. On the 18th of November at night, the prisoner came late and asked for a lodging; I let her lie there; she got up early on the 19th, and came down with her chamber-pot in her hand; she did not come in again; my wife soon missed the things mentioned; I went out and took her with my wife's gown on her back, and the shift in her apron; the stockings she had on her legs.

William Allen. I have lodged at the prosecutor's house ten weeks; I saw the prosecutor's wife's gown upon the prisoner's back; it was her common wearing gown, and I knew it; I know the stockings also to be the prosecutor's wife's stockings.

Prisoner's defence.

The man keeps a bawdy-house; I carried a young fellow there, and the bed was so nasty he would not stay; his wife lent me the things to wear.

Prosecutor. What she says is as false as God is true.

Q. Did she bring any body with her?

Prosecutor. She brought a man which she said was her husband, and she paid but 5 d. for her lodging. Acquitted.

39. (M.)

39. (M.) Peter Egerton was indicted for stealing a pair of linen sheets, value 5 s. one blanket, value 1 s. one brass candlestick, value 1 s. one pair of bellows, value 1 s. one bolster, value 1 s. and one stuff curtain, value 1 s. the property of Robert Porter, in a certain lodging room lett by contract, &c. Nov. 1. †

Margaret Porter. I am wife to Robert Porter; we live in Banbury-street, St. Giles's; the prisoner took a lodging of us near four years ago; he agreed to pay half a crown a week. On the 1st of November I went and knocked at his room door, he let me in; I missed the things mentioned; I asked him where they were; he said he would not tell me; I sent for a constable, and took him before Mr. Cox; he there would not tell, but insisted upon going to goal, and be tried.

Mrs. Townshend. I have seen the prisoner write many times; (two letters produced which the prosecutrix received, signed with the prisoner's name) I know these to be the prisoner's hand-writing; (they were read in court; in the first he desires the prosecutrix would accept his order upon his aunt Wheeler; one half the sum would redeem the things, and the other half to go to a former debt; in the second is a proposal to pay 1 s. a week, on condition she would set him at liberty.)

Terence M'Ginnis. I am a constable; I received from the woman that passes for the prisoner's wife these things; (producing all the things mentioned in the indictment.)

M. Porter. His wife came to me with these things, desiring I would take them and discharge the prisoner; I consulted Justice Cox about it; he bid me not take them, but let him deliver them to the constable, so they were carried to Mr. M'Ginnis.

Prisoner's defence.

I have been an old lodger to Mrs. Porter, and had the privilege to make use of some of the things in the room when in distress, on condition replacing them.

M. Porter. I never gave him such liberty. Guilty. T.

40. (M.) Robert Downing was indicted for stealing a cloth coat, value 5 s. a silver stock-buckle, value 5 s. and three guineas, the property of John Wood, in the dwelling-house of John Hickman, Oct. 22. †

John Wood. I am a servant to Miss Burroughs in Southampton-street; she lodges in the house of Mr. Stroud; I lodged in Duke-street, Bloomsbury,

in the house of John Hickman; I left my coat locked up safe in my box in my lodging, on the 22d of October in the morning, and when I came home in the evening it was gone; I looked at the lock and found it had been taken off, and was just tacked on with two nails, and ready to drop off; there was a little box I had left in it that also was broke open, and three guineas taken out, that I found flung behind some hampers in the room; I missed also a silver stock-buckle; I never saw the prisoner in my life before I saw him before the Justice. I never found my things again.

Mary Hickman. I am wife to John Hickman. On the 22d of October the prisoner came and agreed with me for a lodging, about ten in the morning; he said he should be there till May, and to have tea every morning; he was to have half a bed in the prosecutor's room; he told me he then lodged at the Red Lion in Holbourn; I told him I did not chuse to take any body in without a character; he came a second time and brought a bundle, about twelve o'clock; I gave him the key; he desired a pen and ink to write a letter, as he said to his mother; he went up, and staid about a quarter of an hour; I had not been for his character; he came down again and left the key, and pen and ink in the parlour on the bureau; I did not see he had any bundle away with him. I went to enquire his character, but could not find any such person that he recommended me to. The next morning Mr. Wood missed his things; I went up into the room, and looked about for the prisoner's bundle, and I found a bundle of hay-bands put behind a hamper; I saw no more of him till I saw him in Wood-street Compter on the 5th of November; I asked him if he knew me; he said he knew nothing of me; I said I knew him very well, he was the person that I wanted; I said, look at me again; do you not know Mrs. Hickman, where you left the hay-bands; he said again he knew nothing of me; here are the hay-bands; (producing a large quantity in a handkerchief) he had a great coat on, what he carried out must be under that.

Prisoner's defence.

I never saw these people in my life before.

For the prisoner.

(The witnesses were examined apart.)

Francis Scott. I am porter to my Lord Godolphin; I have known the prisoner ever since he was a child; he was put apprentice to a stay-maker; after his time was out he went to New England, and has since been about two years

at home; he has since been with his friends in Norwich.

Q. How long has he been in London?

Scott. About half a year; he was going to settle in business; I never knew any thing of him, but a very honest sober man; he has been frequently at my Lord's house in the month of October.

Mary Winter. I live in St. Clement's-lane; the prisoner lodged with me a great while, all the summer; he lately came from abroad; he brought cloaths and 40 guineas.

Q. How do you know that?

M. Winter. I had the charge of it.

Q. How much of that 40 guineas had he left in October?

M. Winter. I believe 25 l.

Q. How much of it has he now?

M. Winter. He has none of it hardly now.

Q. What do you call hardly?

M. Winter. About 5 l. that is in my hands; no, it is not, but I owe it him; when he wants it he is to have it; he has had it at two guineas at a time, more or less.

Q. How much has he had since October?

M. Winter. He has had a good deal since October; that money was intended to set him up. Acquitted.

(M.) He was a second time indicted for stealing a cloth coat, value 5 s. the property of Daniel Perryman; and eight china cups, value 4 s. and six china saucers, value 3 s. the property of Henry Jones, Oct. 10. †

Anne Jones. I am wife to Henry Jones. On the 10th of October the prisoner came to me, (I live in Tash-street, Gray's-inn-lane) he asked me if I had a lodging to lett; I went up and shewed him my room; we agreed for 18 d. a week; he said he should have have it till May; he said he was just come from sea; I asked him where I should go for a character; he said to Mr. Harris, at the Bolt and Tun in Fleet-street; then he went away; I omitted sending for his character; he came back again with a large bundle, which he said was foul linen, and asked me if I could get him some linen washed; he went up stairs to the room, I went up along with him; we talked a good deal; I happened at the time to look into Mr. Perryman's box, which was in the room, where was his coat; I then saw it; I then went down for two or three minutes, and sent a young woman for his character; going up again I met him on the stairs coming down without his bun-

dle; he staid a good while with me below; and just as the young woman came back he went away, saying he should return presently. The young woman told me there was no such person as Downing ever lodged there. We went up and missed Mr. Perryman's coat out of his box, and six cups and saucers of image china, and two coffee cups from a corner cupboard in the same room; I never found any of them again; here is the bundle he brought, which he had hid in the room; (*producing an old woollen rag, and a piece of a hair cloth.*)

Elizabeth Tickin. Mrs. Jones sent me to enquire the prisoner's character to the Bolt and Tun; they said no such person had lodged there; they sent me to the Black Lion in Water-lane, but I could hear of no such person as Downing. We missed the things in a quarter of an hour after the prisoner was gone; I saw him with two other men at a bonfire in Lincoln's-inn-fields, on the 5th of November, and had him apprehended.

A. Jones. When the prisoner was before the Alderman, he was asked what he intended to do with the rag and hair cloth; he said he intended to make a saddle-cloth of them.

Daniel Perryman. I left my coat in my trunk that morning when I went out to work, and when I returned at night it was gone.

Prisoner's defence.

I know nothing of the things.

To his character.

Francis Scott. He is a very sober honest man, well beloved by every one; he was born at Bungey, his mother lives at Norwich.

Mary Winter. He bore an exceeding good character when he lodged with me. Guilty. T.

There was another such indictment against him.

41. (M.) Anne, wife of John Critpin, was indicted for stealing a pair of linen sheets, two shirts, one shift, five aprons, two copper pottage pots, a copper saucepan, a stew-pan, a table-cloth, and a pair of stays, the property of William Norton, Oct. 29. *

Sarah Norton. My husband is named William. The prisoner ironed for me, I take in washing; I lost the things mentioned in the indictment, (*naming them*) and a great many other things; she has been robbing me these seven years; these things in the indictment were lost within the last twelve months; I have paid for things lost in that time upwards of 3 l. I have turned away servants and lodgers on the account of things, and never

never could find the thief till the prisoner confessed; she confessed to taking one sheet and a shirt before we took her, and after that she confessed to taking all the rest, but the sauce-pan, stew-pan, and flays; she owned she had sold one of the pottage pots.

Anne Breadenel deposed to the prisoner's confession.

Anne Whitley a pawnbroker, deposed to the prisoner pawning a sheet with her.

John Clawson a pawnbroker, (produced two shirts) which he took in of the prisoner, one Sept. 4, the other October 11.

S. Norton. These I had to wash when lost; I paid 13s. for one, and 7s. for the other.

Prisoner's defence.

I did carry out a pot and kettle, but I did intend to fetch them again; I went down on my knees, and asked Mrs. Norton's pardon; there has been a great many things lost, and she said they that were found out, should pay for all. Guilty. T.

42. (M.) *William Thornhill* was indicted for forging a bill of exchange, purporting to be signed by John Johnson, captain of the 24th regiment of foot; directed to Mr. Matthias, for the payment of 20l. and publishing the same with intent to defraud Mr. Matthias, and also with intent to defraud George Coote, Esq; May 19.

Joseph Cox. I am servant to Mr. Coleman, a breeches-maker at Charing-cross; the prisoner at the bar came to my master's house last Whitsun Monday; he produced a note, and desired me to carry it to Mr. Matthias.

Q. What did he say you was to do with it?

Cox. He did not say what.

Q. Did he say you was to receive any money?

Cox. No, he did not; I asked him if I must leave it with him or his clerk; he said if my master was here, I should know what to do in a minute; I carried it to Mr. Matthias, and told him I received it of a person whom I knew; Mr. Matthias bid me call again, I left it; when I came back to my master the prisoner was gone, this was about twelve o'clock; the prisoner called about four, and asked what Mr. Matthias said; I told him Mr. Matthias said, what I carried was not good, he did not know the person's hand-writing; the prisoner desired me to be sure to go again for the bill, I thought to see my master first; when my master came home I told him, he advised me not to trouble myself about it.

Q. Should you know the note again?

Cox. I cannot be positive, I know there was something of 20l. upon it.

Thomas Coleman. I am master to Joseph Cox, I received a note from Mr. Thornhill about Whitsun holidays.

Mr. Lane. I saw the prisoner write a note of hand once.

Court. Look upon this note (*he takes it in his hand.*)

Lane. The whole of this is the prisoner's hand-writing; here is my mark upon it, I saw the prisoner write the note.

Court. Look at this bill (*the bill in question.*)

Lane. (*He takes it in his hand, and compares them together;*) the words sterling are remarkably alike; to be sure, the writing is very much alike; I firmly believe this bill to be his hand-writing.

Mr. Merrick. I know Capt. Johnson of the 24th regiment, I have been many years acquainted with him, I have seen him write.

Court. Look upon this bill (*he takes it in his hand.*)

Merrick. I think this is not the hand-writing of Capt. Johnson.

Q. Where was Capt. Johnson last April?

Merrick. He was in Gibraltar, but he is now in court.

David Roberts. I think Capt. Johnson was in Gibraltar last April, I know the regiment was there then.

Q. Are you acquainted with his hand-writing?

Roberts. I am.

Court. Look at this bill (*he takes it in his hand.*)

Roberts. This is nothing at all like his hand-writing.

Mr. Matthias. I remember Joseph Cox coming to my house with a bill on Whitsun Monday the 19th of May; this is it, (*holding it in his hand*) he brought it to me for acceptance; I was not satisfied with the hand-writing, I told him I would keep the bill for his and my safety, for it was not Capt. Johnson's hand-writing.

Q. Did he bring it for acceptance?

Matthias. I think he mentioned the word acceptance to me.

Q. to Cox. Do you recollect that?

Cox. I carried the same message to Mr. Matthias that Mr. Thornhill ordered me, but I cannot recollect it now.

Q. to Coleman. Have you seen the prisoner write?

Coleman. I have once.

Court. Look at this note (*he takes it in his hand.*)

Coleman. This note I did not receive of Mr. Thornhill, I received it of his servant named Hagathey.

Hagathey. I delivered that to Mr. Coleman.

It is read in court, to this purport.

"Mr. Coleman,

"I hope you will be good enough to enquire about the bill I gave your servant, to take to a gentleman to have passed for 20l. which if he does not pay, get the bill again; you need not make use of the gentleman's name of whom you got it, as I do it to oblige a gentleman; if you get the money, keep it till I return, which is all you have to do from Mr. Coleman's humble servant,

W. T."

The bill read to this purport.

"Sir, "Gibraltar, April 12, 1766.

"Ten days after date, please to pay George Coote, Esq; or his order, the sum of 20l. sterling, for value received; which you will place to account of Sir,

"Your most humble servant,

"John Johnson,

"Captain of the 24th regiment of foot."

"Directed to Mr. Matthias, Scotland-yard,

"London.

Q. to Hagathey. Was you servant to the prisoner?

Hagathey. I was.

Q. Was he a public man?

Hagathey. He went out publicly, at Vaux-hall, and other places; he went to all public places; he was at that time a half-pay officer, as far as I could understand.

Q. Did you ever deny your master's lodgings?

Hagathey. I have to some people, which came after him sometimes with bills for money, and I could not be sure of his lodgings; I was a weekly servant, and never lay in his lodgings; I knew where he was in the day-time, but I did not know where he lay at night times; sometimes he kept company, and was out at horse-races and places with gentlemen.

Q. Has he ever desired you to deny his lodgings?

Hagathey. No, only to certain people.

Q. Did he never bid you to deny him to Mr. Merrick?

Hagathey. No, I gave Mr. Merrick a direction where I thought my master was, in Church-street, St. Anne's. I did not know Mr. Merrick's name then.

Q. Did you understand his business?

Hagathey. No, I did not.

Prisoner's defence.

I have done all in my power to get my witnesses to shew my innocency, but could not be able to procure them; I advertised them here and in Ireland, but to no purpose, so I leave it to the honourable court.

To his character.

Andrew Lee. The prisoner lodged with me six weeks from the 21st of March, he behaved well to me as far as ever I saw, in every respect; I had no reason to think him dishonest; he passed for a lieutenant in the army. Guilty. Death.

There were two other indictments against him of the same nature.

43. (M.) *Barry D. Cormack*, spinster, was indicted (together with Anne White not taken) for stealing a silk purse, value 2d. two gold rings for mourning, value 20s. one 13s. and 6d. piece, twenty-six guineas, and four quarter guineas, the property of Eleanor Bird widow, privately from her person, Nov. 9. †

Eleanor Bird. I keep a public-house in Well-street, near Well-clofe-square; the prisoner used to come sometimes for a dram. On Sunday morning, Nov. 9. she and Anne White came in for a dram at the bar, betwixt eight and nine o'clock; I went to serve them; a woman came and asked for change for a 5s. and 3d. piece; as soon as she had her change she went out, after that I went to serve the prisoner and White, I put the 5s. and 3d. in my purse; there were twenty-six guineas in it, a 13s. and 6d. and four quarter guineas, besides that which I put in; it was a green silk knit purse, they might see the money through it; they were standing close by me while I gave the change; I wound my purse over my fingers while I was serving them; White said she was in a hurry to be gone; then I went out of the bar, and put my purse in my left side pocket; as I was going to the fire side they both followed me to the fire side, they came on my left side; while I was putting out a pennyworth of purl for a man that stood by, I was pushed down against the man; I asked the women what was the meaning of that, and said if they could not stand quiet to go out of the house; it was done by the prisoner pushing White against me; the prisoner said, I ask your pardon, I hit my toe against the stove, and had like to have fallen myself; the man prevented my falling by putting his arm out; I went into the kitchen, and never went into the drinking room all that day after; I never missed my purse till about three in the afternoon;

I am

I am sure I put my purse in my pocket, for I felt my snuff-box in my pocket at the same time; I never saw my purse, money, or rings since; the prisoner was taken up on the 10th of November, and charged with aiding and assisting in robbing me; before the Justice she said she did not take it, but knew who did, and she would tell the next day; she was committed that night, and when she was brought back to be examined again, she denied knowing any thing of the affair; I heard, her own in New Prison, she knew who robbed me.

Q. Was your pocket on the outside your cloaths?

E. Bird. I had only my gown over it.

Sarah Dobbs. I am servant to Mrs. Bird, I saw the prisoner and two other women come in; they asked for a pint of purl, I went and draw'd it; the prisoner looked in my face, and said there is no uproar yet, there is nothing missed; I said, what should be missed; she said there are many things lost that are not missed; this was about a quarter of an hour after they had been in for the drams; I saw them come in for the drams, and saw my mistress tie up her purse, and put it into her pocket as she went along; I saw the prisoner push White against her, and push her against a man (a stranger;) as my mistress was falling, the prisoner stepped towards her, and the man caught my mistress in his arms.

Elizabeth Wallis. When the prisoner was brought to be examined, and was in at the City of Carolina, a public-house in Rosemary-lane, on the day after the robbery, she said she wanted to speak with me, and took me out into the yard; she delivered to me two 5 s. and 3 d. pieces and a golden guinea, and desired me to buy her an under petticoat and a cap, and bring them to her in New Prison; I said I never was there in my life, and I delivered them into her hand again.

Robert Clavering. I asked the prisoner several questions after she was committed concerning the robbery; she said she did not rob her herself, but she knew who did; I then asked her if she had any of the money; she said that was best known to herself; I asked her if she saw the rings; she asked me who I was, I did not resolve her; she said I'll tell you nothing more, but if you'll come to-morrow, I'll tell you every thing of it, but I'll tell no more to day.

John Delaney. I was with the prisoner when going from the Justices, she seemed to be very much in liquor; she took me by the arm, and

asked me what I would have her do in this affair; I said what affair; she said I was standing by the same time Mrs. Bird was robbed, and I saw her robbed of about 19 or 20 l. and some gold rings; would you have me confess; I said, I tell you what I'd have you do; if you have any of the money that is left, call Mrs. Bird on one side and give it her, and ask her pardon, and I dare say she will not hurt you; she then answered she would say nothing at all, and said she believed that was the best way; I believe she would have said more, but the officer said, it is now too late to say any thing; she said she had none of the money left.

Q. from prisoner to prosecutrix. How many people were in your house at the time you served us?

Prosecutrix. There were (only the man a stranger,) the prisoner White, and myself.

Prisoner's defence.

I went into this house with Nan White, we had a dram at the bar, after that a pint of purl, we stood by the fire; I went out and fetched some bread and cheese, and if this thing was done, it was done when I was out, for I know nothing of it; I am caught at a nonplus, I have no body here to my character. Acquitted.

44, 45. (L.) *Michael Doyle and John Miller* were indicted for stealing four gold shirt-buckles, value 36 s. eight silver shirt-buckles set with stones, value 20 s. and two silver stock-buckles, the property of Thomas Dealtry, Nov. 25. 1

Mary Dealtry. My husband, Thomas Dealtry, is a sword-cutler, and sells things in the jewelry way; we live in Swithen's-alley. On the 25th of March, in the evening, we suppose we lost the things mentioned in the indictment, by a pane of glass being broke; we did not know of it till the 26th in the morning; one of the shutters was open; I was called up immediately, to look to see whether I had missed any thing. I had brushed the shirt-buckles and things in a drawer that stood just by the broken pane, but the morning before: I missed out of that drawer, to the best of my knowledge, either fourteen or fifteen shirt-buckles; I am clear to six gold ones, and about nine silver ones, and two silver stock-buckles; we found a piece of the broken glass close by the drawer; that drawer was always uncovered; Mr. Dealtry made a hook of wire, and I saw him try through the broken glass, and he easily could come at the things in the drawer. I went and spoke of this to two or three shops; on the Friday

day evening following, the two prisoners were taken, for breaking Mr. Barnes's shew-glass in Duck-lane: on the Saturday morning Mr. Barnes came to my house; I found the prisoners were to be examined before my Lord-Mayor, at the Mansion-house; that day I went there; the prisoners were there, and there were eight stone shirt-buckles produced, of different sorts, and four gold ones, one in silver gilt, and two silver stock-buckles; (*produced in court*) they are all our property; there is one gold buckle larger than any that are in the trade; two of them have green and white paste mixed: John Miller said, he did not deny them to be my property; he said, he found them at the new buildings in Cornhill. I know nothing of the other prisoner.

Mr. Barnes. I live in Duck-lane, I am a watch-maker, and keep a silversmith's shop; on Friday the 28th of November I was at work at my window; I saw the two prisoners come up to it between two and three in the afternoon; soon after that I observed two more; the prisoners came up towards that part where I was at work; the other two kept their heads close to the shew-glasses; I had some suspicion of them; I sent my daughter out to see if the glasses were safe; she came and said one was broke, and some things taken out; Miller stared me full in the face; I went over the counter; Doyle went off; I took Miller at the end of the lane; he was walking fast, but did not run; as soon as I got him to the door, Doyle came again, and said, Lord! what is the matter; I knowing him, said, you are the other; and I took hold of him, and pushed him into the shop, and sent for a constable; when he came, Miller took out his handkerchief, and laid it on the ground, and said, that is my handkerchief and gloves, there can be nothing in that; now search me, and welcome. The constable searched one of his pockets, and found nothing in it. Miller took his handkerchief from the ground, and put it into his left-hand coat-pocket; there was a woman in the shop; she said, she heard something rattle in his handkerchief, search the handkerchief; upon that, he took his handkerchief by one corner, and strove to take it out of his pocket; the constable took hold of it; I saw this shagreen case here produced; I said, how came you by this case; said he, I bought it; I said, what trade are you; he said, a blacksmith; I said, Blacksmiths do not buy such things as these by the dozen; I gave them into the care of the constable. Upon searching Doyle, there were two

pair of buckles found upon him, one silver, the other iron plated; by enquiring among the shops, I was informed, Mr. Dealtry had lost some buckles; I went to him; he said, his wife could describe them, she having the care of that part of his business; he sent her; she described the buckles before she saw them, that we had in the shagreen case, and said, she had lost more; before the Lord-Mayor Miller said, he found the case and buckles behind a gutter in Cornhill, when he went to make water.

John Abley. I live with Mr. Flude, at the bottom of Wood-street; a man came to our shop on the 26th of November, betwixt twelve and one, to offer some buckles; he brought in a shirt-buckle, to know if it was gold; he said he found three in St. Paul's Church-yard; he said, a friend had the other two just by; he went out, and brought them in in about four minutes; I asked his friend's name; he said, his name was Michael Doyle, and said, he lived at the Brown Bear in Bow-street: I told him, one was gold, but believed the other two were not; I was for stopping them; he strove to snatch them out of my hand, and said, if I would not give him them, he would break my head; he went out, and brought his friend along with him; that friend was Doyle, who said, he was along with him when he found them in St. Paul's Church-yard; then I delivered them; then I saw Miller standing at the paved stones, opposite our house; they went out to him, and they all three went away together.

2. Look at these here produced, were they like any of these?

Abley. The plain gold hearts are like them, but I cannot pretend to swear to them; he brought a garnet set in gold.

Mrs. Dealtry. I lost a garnet buckle set in gold; I have the fellow to it here (*producing it.*)

(*Abley takes it in his hand*) It was such a one.

Doyle's defence.

I never was at that pawnbroker's in my life.

He called Mr. Barret, a house-broker, in Orange-court, Leicester-fields; Gerrard Bourn, a chairman; Elizabeth Bacon, of Monmouth-court, and Catharine Fitzpatrick, who said, he had been a waiter at several coffee-houses, and they knew no ill of him.

Miller's defence.

I was coming from Tower-hill; I went to make water under an arch in Cornhill; I saw a black box; I picked it up; two men asked me what was in it; I said, I did not know, but I would look presently; I looked, and saw these things

things in it; they asked me for part; I said I would give them none, I would advertise it; after that, I was going down Duck-lane, and a man said, his shew-glass was broke; he took me back, and asked me where I had these things; I told him where I found them; here are the two men that saw me pick the case up; they found me after I was taken in custody; I did not know where to find them; my two witnesses are named Pate and Anderson.

Anderson was put out of court while Pate was examined.

James Pate deposed, he was a shoemaker, and lived in Cold-bath-fields; that he saw Miller pick up a black box, as he had said in his defence, and that he never knew Miller before; after he had been asked, and answered many questions, he was ordered out, and Anderson called, but he did not think proper to be examined. Doyle acquitted. Miller guilty. T.

46, 47. (M.) Michael Callody and Christopher Broaders were indicted for stealing a gold watch, value 15 l. a cornelian seal set in gold, value 20 s. a cotton handkerchief, and ten guineas, the property of John Scott, Esq; privately from his person, Nov. 4. 1.

John Scott, Esq; On the 4th of November I went to the Bedford Arms, about six in the afternoon, and between seven and eight I left it; the man that keeps the house took the number of the prisoners chair, (they are chairmen) and directed them, if I did not pay them, to come to him, and he would; they carried me in their chair.

Q. Where did you direct them to carry you?

Scott. I cannot say to where, but I believe it was to go to Mr. Coutts's, in the Strand; they carried me to one Dugens's, a grand punch-house, a notorious house, and a robbing house.

Q. Was you sober enough to know where you was?

Scott. I was fuddled, but I know I was sober enough to know where they carried me; when I got into the house, they had punch there, and I drank some of it, and I suppose I paid for it.

Q. Who was in the room with you?

Scott. The prisoners were, and no body else; one of them sat close by me; I have sworn three times to the men, and I know them.

Court. Look at them again. (He looks at them.)

Scott. Upon my conscience I cannot recollect that fellow in the red waistcoat (the man in the red waistcoat was Broaders) as one of them.

Q. What do you say to the other prisoner?

Scott. I will not swear to him.

Q. How long did you stay there?

Scott. I suppose I staid there an hour, or an hour and a half.

Q. Do you remember your getting into the chair to go away, or how did you go away?

Scott. I do not know how I went away from that house.

Q. How did you find yourself after that?

Scott. I did not find myself at all, the watchman found me in a gutter.

Q. What company had you been in at the Bedford Arms?

Scott. There were not above three.

Q. How many bowls had you?

Scott. That does not matter; I had in my pocket ten guineas, or ten guineas and a half in gold, in a green common purse, and some silver in my pocket, and a gold watch; they were all gone.

Q. When did you first miss them?

Scott. When I got to my lodgings, about one o'clock at night; the watchman called a chair, and they carried me home.

Q. Did you pay the chair?

Scott. I did not; I had lost every thing, I could not; I lost a handkerchief also; it was a remarkable one; (producing one) it was the fellow to this. I went to Sir John Fielding, and gave information, and the prisoners were taken up; (a handkerchief produced) this was found upon Broaders; I know it to be mine.

Cross examination.

Q. How do you know it to be your's?

Scott. It is the fellow to this, (putting them together.)

Council. That is no proof at all, except you can prove there was but two of that sort in the world. When you went from the Bedford Arms, I suppose you was not sober?

Scott. I was about half seas over.

Council. What, worse than you are now?

Scott. Very like so.

Q. What was the place you was carried to?

Scott. I cannot say a word about it.

Q. Cannot you recollect how you came out of that dreadful house you talk of?

Scott. Upon my honour I do not recollect; I think they would not leave me there without carrying me somewhere else.

Council. People, when they are in liquor, are sometimes very obstinate.

Scott. I was robbed I am sure, but do not know where.

Council. A drunken man is likely to drop his handkerchief.

Scott. Without they are taken out of his pocket, how can they drop?

Council. Whether you did not lay it down on the chair?

Scott. I do not know.

Council. I'll gave you a good piece of advice; never to get drunk any more, then you will never lose your things that way again.

Council. Did you not go to one Nick Steward's?

Scott. I do not know.

Council. Was you not at Mrs. Malby's?

Scott. They might carry me wherever they pleased.

Q. Do you know any place they carried you to afterwards?

Scott. They carried me afterwards to the watch-house.

Council. Did you not the next morning charge somebody else with having taken those things from you?

Scott. Yes, I did, but they cleared themselves immediately.

Council. Might not you lose your money in the gutter?

Scott. I do not believe a word of that; these gentlemen are to judge of the matter, (*pointing to the Jury.*)

John Stacey. I am master of the Bedford Arms tavern; this gentleman was at my house on the 4th of November; he came about six in the evening, and staid till between seven and eight.

Q. How was he as to liquor?

Stacey. He was merry, as he is now; the two prisoners are the chairmen that took him in their chair; I desired them to take care of him, and to come back to me, and I would pay them; the next morning I was told Mr. Scott had been robbed; about noon I saw Cassody, and told him of it, and asked him, why he did not come to be paid; he seemed to be angry with me, that I should challenge him with Mr. Scott's things; I went with Mr. Scott to Sir John Fielding's, and he ordered the prisoners to be apprehended; I was present at their examinations twice; Broaders denied ever being at the house of Dugens, in Russell-street, and said, they had no punch at all, and that he set Mr. Scott down at the end of the Piazzas; Cassody said, they had a little punch, two or three 18 d. bowls, or something to that purpose; there was this handkerchief produced; I think Cassody said he had seen it in Mr. Scott's hand, but did

not say where; Broaders acknowledged his having it in his custody: at one time he said he found it in the chair, and on the second examination I think he said the same; I do not recollect he gave any different account.

John Heley. I am a constable; I apprehended Broaders at the end of Tavistock-row, Covent-garden; I took him to the Brown Bear, and told him I must search him; at first he refused it; we were forced to tie him to search him; I took two handkerchiefs from his coat-pocket; this here produced is one of them; he said they were both his own; he was carried before Sir John Fielding; there he said he found the handkerchief in the street; on the second examination he said he found it in the chair; I found a guinea and some silver upon him.

Cross examination.

Q. Where did you find the handkerchief?

Heley. In his side-pocket.

Council. Supposing a man happens to find a handkerchief in his chair, is it not common to call it his own, if the right owner does not come for it?

Heley. It may be so.

John Noaks. I am a constable; I took up Cassody at his own house, in White-hart-yard; I told him he was my prisoner; he said, for what; I said, for robbing Mr. Scott; he said, I'll go along with you immediately. When we came to Sir John Fielding's, I was ordered to search him; I found twelve guineas, a half guinea, a 9 s. piece, four quarter guineas, a 4 s. 6 d. piece, two dollars, a French crown, and a watch-key upon him; he was asked how he came by the money; he said it was his own, what he had earned. I heard the other prisoner say, he found the handkerchief in the street, and afterwards I heard him say, he found it in his chair.

Cross examination.

Q. If a chairman is frugal in that part of the town, can he not save a great deal of money?

Noaks. To be sure he may.

Cassody's defence.

We took up Mr. Scott at the Bedford Arms; I asked him where he was to go; he said he went any where; I turned back to Mr. Stacey, and said, he will not tell me where he is going to; Mr. Scott said again, I'll go any where; Mr. Stacey told us to carry him to his lodgings; we were going along; he knocked at the glass, and said, stop here, till I see who is here; then he went into

into Mr. Gold's bagnio, and was there about a quarter of an hour; then a waiter came to the door, and asked my partner if he was paid; he said, no; the waiter wanted us to get our money; I went in, and asked Mr. Scott for my money; he said he had paid me; I said, I never saw a farthing of your money; he gave me a shilling. I went out, and in at the Red Lion, and had a pint of beer; before I had drank it, my partner called me; Mr. Scott was in the chair again; I asked him where he was to go to; he said, to Malby's bagnio; we carried him there; I rang at the bell; he went in for about eight or ten minutes; the waiter said, they would not take him in; so he came out again, and went into the chair. I asked him where I was to carry him then; he said, carry me to a girl's lodging in Charles-street; we carried him there, and rang the bell; he came out of the chair, and went into the passage: a girl came and said, her mistress was not at home; he broke one of my glasses when he came out; he then asked me if I knew of any girls; I said, no; he walked away; I asked him to pay me; he said he would not; I walked after him, and pulled off my hat; he said he would give me something to drink; this was in Russel-street, at the end of a court; there were four or five girls; I asked him again to pay me, and said, I wanted to go; I said, there is never a public-house here; we went into a public-house in King's-court; the first bowl that came he spilt; then he called for another shilling's worth; he paid for them, and came out with us. I asked him to have the chair to go to Mr. Stacey's house again, or go home to his lodgings; he said, no, I will not; go along, you are paid. I asked him again; he said, go about your business; I came away, and put my chair to rights, and carried a fare from the play to the Cave bagnio; then my partner and I went in at the Red Lion, and staid till between eleven and twelve o'clock; then we went out, and my partner, in examining the chair, found this handkerchief in it, and he put it in his pocket.

Broaders's defence was to the same purport.

For the prisoners.

Edward Riley. I was called to the Round-house that night this happened; there was Mr. Scott, he was in liquor; the watchmen all took my number; I am a chairman; they said he had been robbed; I was desired to carry him safe, to Mr. Coutts's, a banker, in Half-moon-street, in the Strand; going down that way, he said, he was only a lodger, that was not his house, and desired I would carry him to Charles-street, where

a woman of the town lodged; I told him, he had better go home, and said, the constable of the night desired me to carry him safe home; he said, he would not go home upon no account, and insisted on my carrying him to Charles-street; I carried him there, and asked for a woman; I cannot recollect her name now, but the woman that came to the door said she was not at home; well then, said he, carry me to Malby's. I said, Sir, you are in liquor, you had better go home; I carried him to one or two places more; they would not take him in; then I said, I will carry you back to the Round-house again; accordingly I did; then the constable desired me to carry him to Mr. Coutts's, the banker; I carried him there, and knocked at the door; the man came, and desired him to give his name; he said his name was Scott; he opened the door. O Lord! said he, I have lost my hat, my watch, my money, I have lost every thing I had; the man came and took the number of my chair; I went away; the next morning I went, and sent word up, I was come to be paid; said Mr. Scott, where is my hat, watch, and money; Sir, said I, I know nothing about any thing belonging to you; said he, are you the man that took me up at the Bedford Arms last night, between nine and ten o'clock. No, said I; he detained me about two hours; I desired him to go with me to the Round-house, there was no body there; then I took him to one of the constables of the night, and he made him sensible that I was called to him about a quarter before twelve at night, at the Round-house; he asked the constable how he came to be there, and the constable told him.

Cross examination.

Q. Whether a sober chairman cannot get a great deal of money at that end of the town?

Riley. They may; I am a sober man.

They called John Jones, who had known Cassidy a year and a half; Richard Singleton, between four and five; Thomas Hawkins, upwards of five;

— Maden, ten years; and — Brown, eight or nine years; and — Dunn had known both nine years; and — Gave six months, who gave them the characters of honest men. Both acquitted.

48. (M.) William Collins was indicted for that he, on the King's highway, did make an assault upon Walter Cope, putting him in corporal fear and danger of his life, and violently taking from his person a silver dollar, value 4s. and 16d. in money numbered, his property, November 24.

Walter

Walter Cope. On Monday the 24th of November, about half an hour after six in the evening, I was going home from Stratford in a post-chaise, and before I came to the two-mile stone, the prisoner at the bar came up on the left side of me on horseback, and bid my man stop; it was dark, we had no light but what came from the lamps on the road; my man paid no regard to him, but drove on; in about an hundred yards he came up with the man again, and presented a pistol, and bid him stop; I saw his hand in that direction, but did not see the pistol; I saw his face by the light of the lamp, we were on that side which the lamps were; the second time he bid the man stop, there appeared two men on the left side, on the bank, whether they belonged to him I do not know; then I let down one of the windows, and called to the man to stop, and called to the prisoner, and said, what do you want my friend; he answered, your money and your watch. I bid him come round to the side window, and I let down that also; he came; I said, what do you say friend; your life or your money, said he; he came close, and said, don't detain me, don't keep me here, make haste. I had an intention of taking him myself, but seeing the two men, I put my hand in my pocket and dropped some of my money, and as I thought kept some halfpence in my hand, and the dollar which I gave him; his right-hand was leaning over the neck of his horse, with the pistol in it. Whether he looked at the money or how, I cannot tell, but he said, this is not enough, give me some more; I told him I had no more, but I had a watch if he chose it; he refused it; then he bid me a good night, and went away: he was pursued by a person that was on horseback behind the chaise; he turned back, and alarmed the watch at the turnpike, at Mile-end: I heard of him in about an hour after I got home; I did not go to him that night, but did the next morning; he was in the watch-house at Mile-end; I swore to his person, and am very positive that is the man.

Q. How long might he be by the side of the coach?

Cope. About five minutes, or not quite so much; I could see his face very plain by the lamp; I could not speak to the colour of his cloaths, I thought he had something white before him.

Abraham Sangunetty. On the 24th of November I was going to Stratford, betwixt six and seven o'clock in the evening; I came up to the chaise, but did not know that Mr. Cope was in

it. I rode behind it; it was a very dark night; I saw the prisoner at the bar pass me two or three times, while I was riding after the chaise; I took him to be a little boy; (note, the prisoner was a very small deformed person) I saw he had something buckled before him, which proved afterwards to be a great coat; I saw him go up to Mr. Cope's man, and bid him stop; he not complying directly, went up to him again, and said, stop, or I will blow your brains out; I did not see the pistol at first; immediately I thought it the best I could do to return back. I met a watchman conducting a gentleman along; I said, a gentleman had been robbed just before; then he said he would go back with me; before we got quite up to the chaise, we met the prisoner, he came close by me; I knew him again, he was upon a low horse, and sat very comically on the horse; I am sure it was the same person; I said to the gentleman, that was the same man: accordingly the watchman alarmed with his rattle, and frightened my horse; I desired him to stop the rattle, which he did. The watchman asked the turnpike man whether such a man had gone through; he said, no. While we were talking, in about a quarter of an hour the prisoner came riding through; I said, that was he, so they stopped him: he was searched, and a pistol found upon him: I was near the lamp when I saw him first, and was within two or three yards of him; I could swear to him by his face, as well as by his appearance.

Q. What money was found upon him?

Sangunetty. There were some halfpence and a shilling found upon him, but no dollar; the pistol was loaded; and there was a charge of powder, and two or three balls.

Thomas Manley. When the last witness came up to the watchman, I was coming from London, riding my horse a foot pace; he gave the alarm of a highwayman robbing a post-chaise; I turned back and endeavoured to take him; the prisoner came by; Mr. Sangunetty said, that is the man; I stopped my horse, and thought from his diminutive appearance, and being so poorly mounted, he could not be the man: he was galloping when the centinel came up; we followed him: we came to the turnpike before him, and enquired whether such a person had gone through; they said, no: we staid and talked about it; then the prisoner came riding to the gate, going a canter on his little horse: then Mr. Sangunetty called out, that was the man; then I rode after him, and laid hold on his collar; he said he had paid the toll; I said I did not stop him for that, but a robbery; he said he knew of no robbery.

Q. Did

2. Did you know him to be the same person you had been shewn before?

Manley. I believe he was the same, but I cannot swear to his face, but as to his appearance it was the same. He had a shilling in his pocket; Mr. Sangunetty said he had pistols, and bid me take care, so I quitted my own horse and took him to the turnpike-house; I found a pistol loaded with powder and ball, and three more balls and powder, and one flint, and 1 s. 4 d. in halfpence found upon him; there was no dollar.

Thomas Hartlett. I am one of the collectors of the turnpike. Mr. Sangunetty came up to the gate, and said there was a highwayman on the road; while we were talking, a person said this is he, and he was soon taken; I went to see who it was; I clapped my hand to his pocket and took out this pistol; (*a pocket pistol produced in court*) the prisoner said, take care of it, it is loaded; I endeavoured to snap it, but it would not go off; he was charged with the fact by Mr. Sangunetty; the next morning we had him before the bench of Justices.

Prisoner's defence.

I never care what I do; if any body will give me a pot of beer, then I am well enough.

To his character.

He called *John Chetwind*, a visitant at Woodford, who had known him between three and four years, *William Watkins* a baker, *Thomas Drew* a carpenter, *Thomas Spicer* a gardener, and *Thomas Priest* a farrier, all of Woodford, and *George Wiley* of Denmark-street, in the Strand, who said he was a journeyman taylor of good character. Guilty. Death.

49. *Thomas Wiseman* was indicted for stealing one guinea, and a louis d'or, value 20s. the property of *Albion Cox*. ||

This appeared to be no more than a breach of trust.
Acquitted.

50, 51. (L.) *John M'Ginnis*, and *Joseph Turvey*, were indicted for stealing a linen handkerchief, value 12d. the property of *John Cook*, Nov. 12. ||

John Cook. On Wednesday the 12th of November, about seven in the evening, I was coming down Cheapside, turning down Charlotte-row by the Mansion-house, towards Dowgate-hill, the prisoners followed me; I felt something at my pocket; I felt and missed a red and white linen handkerchief: I took Turvey by the collar; after that M'Ginnis came up, and said they never

meddled with me; I saw it in the hand of Turvey, it was soon dropped on the ground. I took them both before my Lord-Mayor, who sent them to Newgate. They both denied it; they pulled me about ten yards from the place where my handkerchief was taken away, and a gentlewoman took that up and gave it to me. When I charged them, they asked me to go to a tavern and drink a pint of wine, and said it was the first time they had been accused of any thing of that sort.

M'Ginnis's defence.

I know nothing of it.

Turvey the same.

To their characters.

John Stone. I am a carver; I have known Turvey from his infancy; he was my errand-boy to run of errands for me; I have trusted him as far as three, four, five, or six guineas at a time; I never found him any ways defective.

George Morris. I have known M'Ginnis about seven years: I am a watchmaker; he belonged to me, and behaved very just and well; he was my errand-boy first, and afterward worked for me; I learned him a branch of my trade; he has worked for me on and off 7 years.

2. How long has he left you?

Morris. He has left me a year and a half; was he out of custody now, I would trust him immediately; he has been of service to me when I have been disappointed by other journeymen.

2. What is the branch he is in?

Morris. He is in the movement way.

John Midwinter. I have known M'Ginnis about five or six years. I am in the watch way, and live in Benjamin-street by Clerkenwell; he used to bring things from his brother that worked for me; he behaved very well.

Benjamin Daniel. I have known M'Ginnis about a year and a half; I have seen him in his business; I never heard any thing bad of him before this. Both acquitted.

52. *Thomas Sutton* was indicted for stealing 4 guineas, the property of *Thomas Sills*, November 5.

To which he pleaded Guilty. B.

53, 54. (M.) *Charles Dennet* and *Samuel Newcomb* were indicted for stealing ten pounds weight of brass nails, value 5s. the property of persons unknown, Dec. 10. †

William Saunders. I live in the parish of St. Clement Danes, in the Butcher-row. Dennet was grave-digger, Newcomb was under him: I

have seen them when I have been going by about my business, when they have been digging graves, they have had pieces of coffins that had nails in them; they have taken them aside; this I have seen them do two or three times.

Q. Did they appear to be new or decayed old boards?

Saunders. They appeared to be decayed old boards.

Mr. Wilmot. Dennet was made grave-digger, and after that steeple-keeper: I believe he had the care of all the keys of the church.

Q. Had he key of the vault?

Wilmot. He had. I received a letter on the 1st of this instant, from an unknown hand; I thought it my duty to acquaint the church-wardens with the contents of it, that they might take such measures as they thought proper. One Mr. Tapper, an undertaker and carpenter, and I, went with the two church-wardens; we waited in the church while Mr. Tapper went down in the vault with the prisoner Dennet.

Q. Was that the vault that was lately on fire?

Wilmot. It was on fire the Saturday morning following.

Cross examination.

Q. Had no other persons the key to that vault but Dennet?

Wilmot. I do not know that any body had besides him.

Q. Might not other people go down in it?

Wilmot. I make no doubt but that other people might; but I cannot charge my memory that that vault was made use of to inter any body in my memory.

Q. Suppose a poor grave-digger was digging a grave in a church-yard, should you have thought the old nails in old bits of coffin boards were the perquisites of the man, or should you have called him to an account for it?

Wilmot. I should never have called him to an account for that.

Q. How long has Dennet lived in the parish?

Wilmot. I believe he has been the chief part of his life in our parish.

Q. Did you ever hear any charge of this nature of him before?

Wilmot. No, I never did.

Q. Had he the key of the church plate?

Wilmot. I never knew to the contrary but that he had.

Q. What has his character been since you have known him?

Wilmot. I never heard any thing against his

character, as to his dishonesty; I have heard of his negligence touching his business.

Q. How long have you known Newcomb?

Wilmot. I have known him two years.

Q. What is his character?

Wilmot. I never knew any thing against him.

Thomas Tapper. I went and searched into this vault, I believe on the 4th of this inst. Dennet and I went into it together; I was ordered by the church-wardens to see if any coffin was deficient; I found one lying at the farther end, appeared very fresh; I looked upon the plate, and found it was buried in August 1766; I said, I never saw a coffin finished so oddly in my life. I looked a little closely on the top of it, and said, surely, Charles, here has been some nails taken out of this coffin; he said, he believed not: I found there were nails gone out of the edge of the lid; I said to him, you see the print of every nail head where they have been taken out, as regular as they were knocked in, and I saw the inside row on the top was taken out; there were three rows in all taken out. Dennet said, I hope, master, you will not take any notice of this, for it will hurt me; coming out of the vault, there were three or four coffins higher up; I shewed him them and said, you see here has been the same work here; that was one that died in the year 1765; there were a great many nails taken out of the edge of that: he desired me to report favourable, that the vault was in tolerable good order. These were brass nails that were missing.

Q. Do you know any thing against Newcomb?

Tapper. No, I do not.

Cross examination.

Q. Were whole rows taken out?

Tapper. There were.

Q. Were the nails complete when the coffin was deposited there?

Tapper. I cannot tell that.

Q. Tell the Jury all he said when he desired you to report favourable; did he tell you how it would hurt him?

Tapper. No, he did not tell me how it would.

Q. Did he say he had taken them himself?

Tapper. No, he did not.

Q. Did he say it would hurt his wife and family?

Tapper. I don't remember he did.

Q. Did he not say there were other vaults to be searched, and desire you to look into them?

Tapper. No, he did not.

Q. What are you?

Tapper. I am an undertaker.

Q. It

Q. Is it not usual and customary when coffins are deposited in vaults, for other people to go down into vaults, as well as the man that keeps the key?

Tapper. Yes.

Q. How do you know the nails had been taken out?

Tapper. I could see the print of the nails as regularly as they were put in.

Q. Do not people sometimes take out nails before the coffin is put into the vault?

Tapper. It is not usual.

Eliz. Shelcroft. I lodge in Samuel Newcomb's house. I saw a quantity of brass nails upon a square table in his apartment.

Q. What sort of nails were they?

E. Shelcroft. They were round-headed nails; they appeared to me as if they came out of coffins.

Q. Was Newcomb by at the time you saw them?

E. Shelcroft. No, he was not.

Cross examination.

Q. Have you ever seen nails in your own trunk?

E. Shelcroft. I have.

Q. Were they like them?

E. Shelcroft. Yes.

Council for prosecution. Were they like coffin nails?

E. Shelcroft. They were.

Council for prisoners. Can you tell the difference between a coffin nail and a trunk nail?

E. Shelcroft. I cannot.

Council for prisoners. Did they look very bright?

E. Shelcroft. They did.

Council for prosecution. Did you see a trunk they belonged to?

E. Shelcroft. No.

Council for prisoners. Nor a coffin?

E. Shelcroft. No.

A witness. I have seen Newcomb picking nails out of rotten coffins in his yard.

Q. What colour were they?

A witness. I don't know.

Philip Buckley. About three years ago I buried a corpse in the vault at St. Clement Danes: upon going into Denner's room, I desired him to go and see where I could have a deep grave; I saw a prodigious number of pieces of coffin boards, old decayed boards, and in another part of the room on a table, was a quantity of brass nails, all of them appearing to be old. Both acquitted.

55. (M.) Nicholas Raine was indicted for stealing 50 pounds weight of lead, value 4s. the property of Eleanor Mitchell, widow, belonging to her dwelling-house, did rip, steal, and carry away, October 29. †

Eleanor Mitchell. I live at Brompton. I was sent for on the 29th of October, by Justice Darden; the messenger told me there was some lead stolen, which was supposed to be mine; I looked about my house, not having missed any, and found there was a piece of the bottom of a leaden pipe taken away; I went to the Justice's, and there I found a piece of a pipe that I believe to be mine; it was like the other pipes belonging to the house, there was something particular in the shape of it; the prisoner was there; he said he found it.

Theodore Dock. On the 26th or 28th of October I was drinking with the prisoner till about five or six in the evening, at the Cow and Calf on Chelsea Common; he went out from me; after that I went to his lodgings; his wife told me he was not come home; coming back I met him with this lead on his shoulder, about 100 or 150 yards from his lodging; I asked him to go back to the Cow and Calf; he said, let me throw this away, and I'll go with you; the man along with me took it, and carried it into the house; I saw it was a pipe of lead; when we got in at the Cow and Calf, I challenged him with stealing it from Mrs. Mitchell, where he worked; he denied it at first, and said they gave it him instead of his money for his work; then he took it to his lodgings, and I went and acquainted a person with it, and he sent for the lead, and the prisoner to be brought to him; after that he was taken before the Justice, and committed; the next morning Mrs. Mitchell came before the Justice and owned the lead, (produced in court) there is four feet all but three inches of it.

Q. How far does the prisoner live from Mrs. Mitchell?

Dock. It is a little mile distant.

Q. to Mrs. Mitchell. Had you the lead fitted to the place to see if it answered?

Mrs. Mitchell. No; but I have eight or ten of the same sort belonging to my house.

Prisoner's defence.

I picked it up near the Bell and Horns at Brompton, between six and seven that evening; I was going to see my brother that was very ill at Knightsbridge.

To his character.

Mr. Dobbins. I live at Knightsbridge; I have known the prisoner from a child; he is a very worthy honest man.

Q. What are you?

Dobbins. I am a victualler, the prisoner is a painter and paper-hanger; I have several houses; I have employed him in painting and paper-hanging; I always found him honest.

Edward Chandler. I have known him very near 30 years, he is a very honest, sober, industrious man.

Mr. Spike. I have known him seven years, he is a very honest, worthy, industrious man for what I know; I live in the same town he does. Acquitted.

56. (M.) Solomon Frost was indicted for marrying Catharine Spiller widow, on the 28th of February, in the third year of the reign of his present Majesty; his wife Margaret, late Margaret Cristy, to whom he was married, in the 25th year of King George the second, being then living and in full life.

There were not evidence to prove the first marriage. Acquitted.

57. (M.) Samuel Downton was indicted for stealing one 9s. piece, one 6s. and 9d. piece, 12 guineas, 4 half guineas, 1 quarter of a guinea, and 5l. in money numbered, the property of Henry Lathaby, in the dwelling-house of the said Henry, November 22. †

Henry Lathaby. I keep a public-house in Denmark-court, near Exeter-court in the Strand; on the 22d of November, a person came to my bar, and called for a glass of gin; he seemed to be in a hurry, I served him; the prisoner came in, and called for a pint of beer; he sat down, and took up the news-paper, and said to me, landlord, will you drink; I said I am obliged to you.

Q. What time of the day was this?

Lathaby. This was about two in the afternoon or a quarter after; he asked me if I knew one Whitaker a Marshalsea court officer; he asked me to sit down by him, which I did; I told him I had known Mr. Whitaker some years, but I had not seen him for about six months; he said, does he belong to the Marshalsea court now or not; I said I do not know, he has been gone out of this neighbourhood; or 6 years; he said he believed he could hear of him at Longbottom's in Great Russel-street, Seven Dials; he said about

a quarter of an hour, and kept me in talk; after he was gone, I had some business up stairs; I asked my wife for the key of the room, when I came to open the door the lock was unlocked; it was only upon the spring.

Q. Did you see him go out of the house?

Lathaby. I did; my tap-room goes into a passage that communicates to the street, and the stairs that go up into my room, the passage goes out into another court; the passage has no communication with the tap-room at all, the stairs go up on the same side of the passage as the tap-room door does, more towards the back court; that is the only stair-case belonging to my house, the passage is always open except at night, when I shut it up.

Q. Is there a door at the bottom of the stairs?

Lathaby. There is, but that door was not shut I believe at that time; my wife told me she had double lock'd the door but a little before; when I came to open the drawers, I found there was five of them open, and the locks were all spoiled; every farthing of my money was gone, 20l. and upwards, boxes and all; one that I kept my silver in, and the other my gold; as near as I can recollect there was 12 guineas, 4 half guineas, one 9s. piece, one 6s. and 9d. piece, a 5s. and 3d. and 5l. in silver.

Q. When had you seen the money last?

Lathaby. I had seen it in the boxes not an hour and a half before, there was my watch, table spoons, punch ladle, and other things of value, but nothing of that were meddled with; then I went up to Sir John Fielding, and told him there were two persons came into my house; one of them called for a glass of gin, and went out; and while the other kept me in conversation, I suspected he went up stairs and took my money. Sir John asked me what sort of persons these were; I described them, and when I came to the bottom of Bow-street, I saw the prisoner cross and go into a house in Russel-street; I said to Mr. Marsden, that is the man that kept me in talk at the time; I went and took him, and charged the constable with him immediately; he was taken to the Brown Bear, where Sir John was at dinner; the Justice ordered the constable to search him; he found four guineas, three 9s. pieces, one half guinea, a bad 5s. and 3d. piece, and 21s. and 6d. in silver.

Q. Can you swear to any of the pieces?

Lathaby. I cannot say I can; there was one 9s. piece like one that I had changed that morning, but I will not swear to it; when Sir John

John Fielding came from dinner, the prisoner was taken before him, and examined how he got that money; he said he got it at horse races, he was asked what horse races he had been at, he said at Barnet, and in Yorkshire and Leeds, and all round the country; Sir John committed him upon suspicion; I went home and was relating the story to a customer named Reebe, and described the two men; he said on the yesterday morning when I was at your necessary, I heard two men whispering on your stairs.

John Reebe. I live in the neighbourhood and use the prosecutor's house; on Saturday night the 22d of last month I came to spend the evening there; there were a great many people in the back-room talking about the robbery; I said I hoped it was none of them that I had seen in the morning on the 21st; I took the key of the necessary and went down, and left the key on the outside the door; the necessary is under a little room in the passage, it goes down about six or seven steps; as I sat I heard somebody very busy talking together on the stairs that go down to the necessary; I came out upon them; there I saw two men; one stood at the foot of the stairs, and the other two steps down; the prisoner was one of them; I took them to be two officers, come to arrest some man; but seeing the prisoner so little a man, I thought he was rather under size for that; they went out together, and into the crown alehouse in Marygold-court.

Henry Whitaker. I have known the prisoner some years, I never knew no harm of him; he was an officer in the Marshalsea court about a year ago; I have seen him lately.

Prisoner's defence.

I went into the prosecutor's house, and called for a pint of beer, and drank it, and asked him if Mr. Whitaker lived there now; he said he had not seen him for six or nine months, I said I had not seen him for four months, and should be glad to see him; when I had drank my beer, I went out about my business.

To his character.

Francis Mackaway. I have known the prisoner six or seven years; I never knew any thing of him but what was very just; I am an apothecary, and live in Wellclose-square.

William Harding. I have known him 16 years; when I first knew him, he lived at Ham; he is a glazier and painter by trade; he is not an officer now. Acquitted.

58. (M.) Mary Watton was indicted for stealing two pair of linen sheets, value 2 s. and one linen table-cloth, value 12 d. the property of Elizabeth Watton, in a certain lodging-room, let by contract, &c. Nov. 29. †

Elizabeth Watton. I live in Swallow-street; I let a lodging to the prisoner at the bar five months ago, at 20 d. a week, only one room ready furnished; she left it on the 29th of November, and left no goods in it that she could take away.

Q. Did she pay you any rent?

E. Watton. No, she did not; I took her up on the 30th, and before the Justice she confessed she had taken my things, and that they were at two pawnbrokers, Mr. James's, and Mr. Gunston's.

Thomas Robinson. I heard the prisoner confess before the Justice, she took away the goods mentioned in the indictment.

John Conyers. I am servant to Mr. Gunston; I took in a pair of sheets of the prisoner at the bar, on the 20th of October.

William James. I took in of the prisoner at the bar two sheets and a table-cloth, on the 6th of September; (*produced and deposed to.*)

Mary Bird. I saw the door broke open, where the prisoner lodged, and the things were then gone; I heard the prisoner own when she was taken up, that she had taken the things mentioned, and pawned them to two pawnbrokers.

Prisoner's defence.

I did not take the things away myself; it was Wm. Shepherd that took them, and carried them to the pawnbrokers; and I took them of him there, and carried him the money; I never had any of it; that man and I lived together upwards of two years.

Prosecutrix. Shepherd was before the Justice; the prisoner cleared him, and said she did it herself. Guilty. T.

59. (M.) Thomas Townsend was indicted for stealing a yard and three quarters of stuff called cherry-derry, made of silk and cotton, the property of Richard Burroughs, Dec. 2. †

Richard Burroughs. About three months ago I bought two yards of cherry-derry for a waistcoat; I was quartered in Fountain-court in the Strand, at Mr. Alexander Sexton's; I put it into my knapsack in the morning, when I went to work the 1st or 2d of this instant December, and tied my knapsack up, and hung it up in my lodging-room on a nail, the prisoner lay with me; I left him in bed, and another lad that draws beer lay

in another bed in the other corner of the room; when I came home at night, my cherry-derry was gone, and I understood the prisoner went off that morning.

Q. How long had he been at that house?

Burroughs. He had been there about eight days; the next morning the landlord and I went out to look for the prisoner; the landlord caught him at Charing-cross; the prisoner had the cherry-derry in his pocket, and he owned to the taking of it at first being charged with it.

Mr. Sexton. The boy at the bar had done something that I did not like, I turned him away; when the soldier came home, he told me he had lost the silk and stuff he had bought to make a waistcoat; I went to the house, where I had a character of the boy; he was not there; then I went to the intelligence office at Charing-cross; there he was offering himself for a place; I saw the stuff flick out of his pocket; he begged I would not take any notice of it, and said, he never was guilty of the like before; I brought him before Sir John Fielding, and he was committed.

Q. How old is he?

Sexton. He told me he was eighteen years of age.

Prisoner's defence.

I am but fourteen years of age; I put my things all up together, and delivered them to my mother; she opened them the next morning, and saw it, and asked me how I came by it; I said I could not tell; the next morning I put it into my pocket, with intention, that if it belonged to them they should have it again.

To his character.

Matthew Hall. I live at the upper end of Bow-street, Covent-garden; I am a fishmonger; the boy at the bar lived with me occasionally several times.

Q. When was the last time?

Hall. It was about ten weeks ago; he never wronged me; I have sent him to several gentlemen's houses with goods; I never heard any complaint; was he acquitted of this, I would take him again occasionally as I wanted him.

Mary Townsend. My husband lost his life in the army, and I was left a widow with two children; the prisoner is one of them, the other is dead; I go out a nurse-keeping.

Q. How old is the prisoner?

M. Townsend. He is betwixt fourteen and sixteen years of age. Guilty, 10d. W.

60. (L.) John Dliba was indicted for stealing 25 pounds weight of tobacco, value 14 s. the property of John Morton Jordan, Nov. 23. †

John Jebb. I am constable on the keys; I did not see the robbery done

John Williams. There was a lighter that lay at Chester-key; I saw the prisoner in it; I stood and watched him, and saw him take some tobacco out of a hog'shead on board her, and throw it into his boat, which was fastened to the lighter; when he saw me, he jumped out of the lighter into his boat; I went after him; he said, d—n me, Sir, if you do not keep off; I will destroy you; upon that, I called for assistance; he tumbled over board; his boat being jammed in, he could not get her out; we took him out of the water, and put the tobacco into a bag; it weighed 25 pounds; it is the property of John Morton Jordan. Guilty. T.

61. (L.) William Hern was indicted for stealing a copper vessel, value 18 s. the property of John Wolgar, Dec. 16. †

John Wolgar. I am a brazier, and live in the Minories; I lost a copper vessel last Saturday from my shop; I found it again at Mr. Wooden's, in Whitechapel; (produced in court and deposited in) I asked him where he got it; he told me, of the prisoner at the bar.

Mr. Wooden. I am a brazier; I bought this copper of the prisoner at the bar, Dec. 16. about three o'clock in the afternoon; I gave him 30 s. for it; I had known him four or five years.

Prisoner's defence.

I have a mother lives at Mile-end; she was dying; I was going to see her last Saturday, about three o'clock; I met a man and a woman facing the New-road; the man asked me, if I could tell him where lived a copper-smith or a brazier; I told him, there was one just by, and I went with him to Mr. Wooden's; he asked me, if I would take and sell it for him, as, I knew the man, I took and sold it; and when so done, I laid part of the money out in some things as he desired; I bought two pair of candlesticks, a candle-box, and a coffee-pot; I was to meet the man in Bell-yard, Whitechapel, or at the sign of the Half-moon, if he was gone; I went and met him and his wife, and carried the things and the remainder of the money, which I believe were three half-crowns, and gave them to him; the man asked me where I lived; I told him in Spital-fields,

fields, but was going to Mile-end to see my mother; he said, he was going there too; we went to the Black-boy; he treated me there with two pints of beer; he told me, if I would meet him there, on the Tuesday following, he had some other things; I went, thinking to meet the man, and the gentleman came and told me, the copper he had bought of me was stolen. I went with his servant to the Black-boy, to meet the man, and asked at the house if such a man had been there, and I was told, no; we had a pint of beer there, and waited, expecting the man would come, but he never came near the place.

For the prisoner.

Samuel Cope. I live at Mr. Garfed's, in Wood-street; the prisoner works for him, and has for some time past, as a gauze-weaver; we always looked upon him as a very honest man; he brought his work home very constantly.

James Lewis Dissemore. The prisoner is a tenant under my father; he is a very honest man, as far as we have heard of him; he has three or four children.

Q. What can he get a week by his business?

Cope. He can get 14 or 16 s. a week.

Mr. Wooden. I apprehended him on the Tuesday, almost by my house; I charged him with the copper being stolen, and stopped him; the man was very willing to go with me to see for the man that he pretends stole the copper, if he could have found him; I sent my man with him to Mile-end.

Q. What do you say to his character.

Wooden. I never knew any thing dishonest of him; I have known him four or five years.

Mr. Thompson. I live next door to the prisoner. I have known him twelve months; I never knew any harm of him; he is a sober man for any thing I ever saw. Acquitted.

62. (M.) Edward Owen, was indicted for stealing a hand-saw, value 5s. the property of Joseph Hambley, November 3. 1

Joseph Hambley. I am a carpenter; I was at work in Titchfield-street on the third of November, I lost my saw from thence.

Thomas Cornhill. I was at work in the house, on the third of November; I was going out, and turning myself round, saw the prisoner at the door, with a saw under his coat; he went into a house; I called a man, and we followed him, and asked him for the saw; he said he had none; we found it in the back kitchen; as soon as I saw the saw, I saw Joseph Hambley's name

upon it; the prisoner owned he had been in the room, where the saw was, to ask for one Bailey a carpenter, but did not confess he took the saw; *(the saw produced and deposed to.)*

Q. to Cornhill. Is this the saw, you saw under the prisoner's coat.

Cornhill. I cannot be sure to that.

Prisoner's defence.

I have been bad for six weeks, and I cannot speak a word for myself.

For the prisoner.

Griffin Roberts. I am a publican at Dock-head; I have known the prisoner two years, he has a very good character.

Robert Evans. I have known him two years; he has a good character.

John Jones. I have known him four years; I never heard any thing of him, but that of a sober, honest man, before this. Acquitted.

63. (L.) Samuel Diton, merchant, was indicted for falsely forging and counterfeiting a certain deed, purporting to be a letter of attorney, with the name Thomas Bishop thereunto subscribed, dated the 3d of August, 1763, and to have been sealed and delivered by the said Thomas Bishop, with intention to defraud the governor and company of the Bank of England, and for publishing the same with the like intention, and also with intention to defraud Thomas Bishop and Roger Griffin. †

James Scott. I am a stock-broker. The prisoner at the bar applied to me to sell 500l. 3 per cent. consol. annuities, on the 4th of Oct. 1763; I sold it for him to one Mr. Roger Griffin, at the price of 80l. which was the lowest price, that was 400l.

Q. Was you present when the transfer was made?

Scott. I believe I was; the receipt was of my own drawing up, and Mr. Orton signed it; *(he takes it in his hand)* this is the very receipt that I filled up; I sold it to Roger Griffin for this very price here mentioned.

Q. Did you see Mr. Orton sign it?

Scott. I think I stood by when he signed it.

Q. Did you see the transfer signed?

Scott. I think I did, but will not be positive.

Roger Griffin. I bought 500l. Bank, three per cent. consolidated annuities of Mr. Scott, on the 4th of October, 1763; I gave 400l. for it.

Q. Did you see the person that transfer'd it?

Griffin. I did not, but James Scott brought me the receipt.

William

William Ward. I belong to the three per cent. consolidated annuities office; (*he takes a large book in his hand*) this is the ledger belonging to the consolidated annuities office; it is one of the public books of the office.

He reads.

"Captain Bishop was invested of 1200*l.* three per cent. consol. on the 4th of October, 1763.

Q. Read the captain's description?

Ward. "Captain Thomas Bishop, regulating captain at Yarmouth."

Court. Look at this receipt. (*he takes it in his hand*)

Q. Did you see Mr. Orton sign this receipt?

Ward. I did; I know him personally; I knew him before that: I am a subscribing witness; he wrote Samuel Orton, attorney to Thomas Bishop; it is sold by Mr. Orton as attorney. Where a person acts by letter of attorney, that letter is always deposited in the office; the transfer was executed in my presence, by Samuel Orton, attorney to Thomas Bishop.

Q. Who is that Samuel Orton?

Ward. That is the person, the prisoner now at the bar.

The transfer read in court to this purport.

"I Thomas Bishop, of Yarmouth, regulating captain, this 4th day of October, 1763, do assign and transfer 500*l.* of my interest or share, in the joint stock of three per cent. annuities, directed by act of parliament, the 25th year of King George the second, intituled an act for converting the several annuities therein mentioned, in the several joint stocks of annuities, transferable at the Bank of England, to be charged upon the sinking fund; and by an act of the 28th, 29th, 31st, 32d, and 33d of George the second, and 1st of George the third, together with the proportionable annuity of three per cent. per annum, attending the same unto Roger Griffin, of Exchange-alley, gentleman, his executors, administrators, and assigns. Witness my hand; signed by Samuel Orton, per letter of attorney, dated 3d of Aug. 1763.

"S. Orton, attorney to Tho. Bishop."

In the margin, William Ward as a witness.

The consolidated receipt for annuities read.

"Received the 4th day of October, 1763, of Mr. Roger Griffin, the sum of 400*l.* being the consideration for 500*l.* my interest or share, in the joint stock of three per cent. annuities, directed by act of parliament, the 25th year of George the second, intituled an act for converting the several annuities therein mentioned, &c. &c. &c. Witness my hand

"S. Orton, attorney to Tho. Bishop."

In the margin, witness William Ward.

Q. Has this ever been replaced to Capt. Bishop?

Ward. It has, by order of the directors of the Bank of England, that is to be seen in the E book.

It is read to this purport,

"I Henry Lalande of Charing-cross, gentleman, this 15th of October, 1766, do assign and transfer 500*l.* of my interest or share of joint stock, of three per cent. consol. annuities to Capt. Thomas Bishop, of Yarmouth, regulating officer.

"Witness W. Ward."

Q. Has the company's money paid for this?

Ward. Yes, the company's money paid for it; here is the receipt witnessed by me.

It is read.

"Received the 15th day of October, 1766, of the governor and company of the Bank of England, 444*l.* 7*s.* 6*d.* being the consideration of 500*l.* in the joint stock of three per cent. annuities, as by act of parliament, &c. &c. &c. by me this day transferred to Capt. Thomas Bishop.

"Witness my hand, H. Lalande."

(The letter of attorney in question put into his hand.)

Q. Where did you first see this letter of attorney?

Ward. I first saw it in the office; I had it out of the office; this is the power of attorney that I suffered Mr. Orton to make the transfer upon; when a letter of attorney is acted, we mark it; here is my mark upon this; this was left at our office to be passed according to custom; they are generally left there two or three days, to be passed by our accountant general; I found it in our drawer.

The Last Part of these Proceedings will be published in a few Days.

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FOR THE
CITY of L O N D O N;

And also the
G O A L D E L I V E R Y
FOR THE
COUNTY of M I D D L E S E X,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
On *Wednesday* the 17th, *Thursday* the 18th, *Friday* the 19th, *Saturday* the 20th,
and *Tuesday* the 23d of **DECEMBER, 1766.**

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Continuation of the Trial of Samuel Orton.

Richard Smith.

I Have known the prisoner at the bar I believe twelve years.

Q. Have you seen him write?

Smith. I am acquainted with his hand-writing; I have seen him write two or three times.

Q. Look at this power of attorney; here is your name to it as a witness; is it your hand-writing?

Smith. It is not my hand-writing.

Q. Whose hand-writing do you believe it to be?

Smith. It is a little similar to some I have seen of the prisoner's at the bar.

Q. Can you take upon you to say you believe it to be his hand-writing?

Smith. I cannot.

Thomas Duck. (He takes the power of attorney in his hand.) My name is set to this as a witness.

Q. Whose hand-writing is it?

Duck. This is my hand-writing, that is my name.

Q. Did you see this instrument sealed and delivered by Captain Bishop?

Duck. No, I never did; I did not know him at that time.

Q. How came you to set your hand to it?

Duck. I was at work at Mr. Orton's house as a bricklayer; he called me into his counting-house; he desired me to step in just to speak a word with me; he told me he had got a letter of attorney to send into the country, to collect some rents.

Q. What time was this?

Duck. It is, I believe, about two or three years ago.

Q. Where is his house?

Duck. His house is upon Maze-pond, Southwark; he desired me to set my hand to this paper; he said, it was a thing of no consequence, only a form; he said, any indifferent person might do it, and as I was a neighbour, he called me in; upon

that, I witnessed it, and delivered it to Mr. Orton in his counting-house.

Thomas Gladwell. Mr. Thomas Bishop gave me two receipts; I saw him write them; I paid the money.

Court. Look at this letter of attorney, and tell the court whether you believe the name Thomas Bishop to be Mr. Bishop's hand-writing.

Gladwell. (He takes it in his hand.) I do not believe it is; there is no likeness.

Q. Can you take upon yourself to say one way or other, whether you believe it to be Captain Bishop's hand-writing or not?

Gladwell. I believe it not to be his hand-writing.

Q. to Ward. Did you ever see Captain Bishop write?

Ward. I saw Captain Bishop accept two transfers, there they be in the book; (he compares the name on the letter of attorney with them) I believe this name on the letter of attorney not to be his hand-writing; I do not believe it is like it at all.

Q. to Duck. Take the letter of attorney in your hand; can you take upon you to say, that is the very paper that Mr. Orton produced to you to sign?

Duck. This is my hand-writing I know; this is the paper that Mr. Orton gave me, and I wrote my name there, that I am sure of.

Court. Recollect yourself what he said to you.

Duck. He called me in from my work; when I came into the counting-house, he said, Mr. Duck, I have got a letter of attorney here to sign; it is a thing of no consequence, any indifferent person may do it, thereupon I wrote my name, and left the paper on his desk in his counting-house, and went away to work.

Q. Was the sheet open or doubled up?

Duck. That I cannot recollect.

Q. Did

Q. Did you understand he wanted you to give him a power of attorney?

Duck. No, I did not; he said, it was a letter of attorney for him to collect rents, and I understood myself only as a witness to it.

Q. Did you see any seal upon it?

Duck. I did not, as I know of.

Q. Was there a name underneath when you wrote your's?

Duck. There was not.

Q. Did you read what was over your name?

Duck. I did not.

Q. Did you see these words, "Sealed and delivered, the paper being duly stamped, in the presence of us?"

Duck. I did not see them to mind them.

Court. These words are printed above your name.

Q. Who wrote these words, "of Maze-pond, bricklayer?"

Duck. I believe he bid me; I wrote the words.

The letter of attorney read.

It was in the common form, making Samuel Orton, merchant, his true and lawful attorney, to sell or transfer all or any part of 500 l. being part of Captain Bishop's interest and share in the capital or joint stock of three per cent. annuities, &c. &c.

"Dated the third of August, in the year 1763, signed, Thomas Bishop.

"Sealed and delivered, the paper being first duly stamped, in the presence of us,

"Thomas Duck, Maze-pond, bricklayer.

"Richard Smith, of St. John's, Southwark, fail-maker."

Q. to R. Smith. Are you Richard Smith of St. John's, Southwark, fail-maker?

Smith. I am.

Q. Is this your hand-writing on this letter of attorney your name?

Smith. No, it is not.

Prisoner's defence.

I have several gentlemen in court, that can speak to my character for years past. I pleaded not guilty to the indictment, and say the same still.

To his character.

Sir James Bunce, Bart. I have known Mr. Orton six years; he has been often at my house; I always took him to be a very honest man.

Thomas Smaley Browning. I have known him about 18 years; I have done business with him, and have been pretty much with him; I looked upon him to be a very honest man.

William Warrington. I have known him four years; a gentleman to whom I was clerk has

drawn bills upon him to the amount of 25,000l. he was trusted to sell victualling bills for him.

Q. What was that gentleman's name?

Warrington. His name is David Harcourt, Esq; of Yarmouth; he has trusted him with four or five thousand pounds at a time, in victualling bills.

Richard Capell. I have known him about thirty years; I have been intimately acquainted with him; I always looked upon him as a good natured worthy man, universally respected as any man in the Borough.

Philip Thorn. I have known him a good many years; he is as honest a man as any in England, as far as ever I knew; I have laid out a great deal of money with him. Guilty. Death.

There was another indictment of the same nature against him.

64. (M.) Mary Fawkenet was indicted for stealing five linen aprons, four silk handkerchiefs, four linen handkerchiefs, two bed-gowns, a linen shirt, four linen clouts, one linen table-cloth, and two linen shifts, the property of Richard Billingsly, Nov. 27. †

Richard Billingsly. The prisoner was my servant about eight days; she went away the 27th of November, about six in the morning; when I got up I missed her, and the several things mentioned in the indictment; I went to the person that gave her a character; they said they had never seen her; I went to her mother at Islington; the mother said she had not been there. On the Saturday after, I was told she was at her mother's; the mother said she was not there, but I found her in Bowling alley; she had my wife's gown, an apron, and handkerchief on her; I asked her how she could behave in that manner, in taking the things; she said, she was very sorry, and she must die for it; she told me the rest of the things were at two pawnbrokers; we went by her directions, and found them, some in Turnmill-street, and some near Old-street turnpike.

Joseph Baker. I am a constable; I heard the prisoner own she brought some of these things from her mistress; I had this bed-gown, apron, and handkerchief from off the prisoner; (produced in court and deposed to) we had two handkerchiefs from a pawnbroker in Cow-cross; (produced and deposed to) the prisoner owned she took these all from her mistress.

Richard Newton. I am servant to Mr. Clark, a pawnbroker; the woman at the bar brought two shifts to me the 29th of November; (produced in court.)

Prosecutor.

Prosecutor. I believe these to be my wife's shifts.

Richard Newton. One Ruth Colchester brought two handkerchiefs and an apron, and pledged them with me.

Ruth Colchester. I carried three coloured aprons, an handkerchief, and a child's skirt to Mr. Newton, to pawn; the prisoner came into my room and wanted a fortune-teller; I told her the person she wanted was dead; then she asked me if I knew of any; I went and shewed her a woman; then she desired me to carry these things to pawn, which I did.

Prisoner's defence.

I did not take them away from my mistress; I found them all bundled up, and as I thought they were my property, I thought I might pawn them where I pleased.

To her character.

Susanna Holloway. I live in Clerkenwell; the prisoner lived with me till August; I know nothing of her since; she was sober and honest to me. Guilty. T.

65. (L.) Anne Purtle was indicted for uttering a false counterfeit piece of money, in the likeness and similitude of a six-pence, knowing the same to be false and counterfeited, Nov. 6. †

Hannah Williamson. My husband keeps a cook's shop in the Fleet-market; the prisoner came to our shop to buy a piece of cold meat, I think it was the 6th of last month, about two in the afternoon; the meat came to 3d. she gave me a shilling to change; I gave her a good six-pence and three-pence in halfpence; she had not had it long before she asked me if it was a good six-pence; I having been served ill before by her or somebody else, I gave her in change a particular six-pence; the six-pence she shewed me was not the same she had of me; I said, this is not the six-pence you had of me; she said it was; the six-pence I gave her had a dent in the head, and a crack in the side; she stood to it that was the same she shewed me; I said, I'll send for a constable, or I'll see the six-pence that you had of me before you go out of my shop; my son sent the boy for a constable; then I said, if you'll shew me the six-pence you had of me, you shall go about your business; then she said, call the boy back; I did; then she was more impudent than before; the boy was sent a second time; then she produced the six-pence she had of me, this is it; (produced in court.)

James Williamson. I am son to Hannah Williamson; I came in at my father's house when this

woman was detained for passing a bad six-pence; she was searched, and no other found upon her, after she had delivered that which my mother said she had received of her in change: then we went to her lodgings in George-alley, that comes down into the Fleet-market; as soon as we came into her room, she produced to us three farthings made smooth, ready to be made white, in an old rag, and three tea-cups with stuff to make them white; (produced in court) I said, do you know the maker, or do you make them; she said she took to making them some time ago; that an Irishman taught her, who she said was gone to Ireland; she fell on her knees and begged of me to forgive her, and said, she would never do so no more. *Special.*

66. (M.) Isabella Hott was indicted for stealing a cloth coat, a plush waistcoat, and a linen shirt, the property of John Harrit, Nov. 17. †

John Harrit. I am a tinman, and live in Charles-court in the Strand; I lost the things mentioned in the indictment, on the 17th of the last month; about seven in the morning, I was getting up, my boy was gone out, there came in a woman; my wife called out, who is there; there was no answer: then my wife said, who is that, Joe; yes, a voice said twice: my wife said, she thought it was not Joe's voice; I drew the curtain, and saw a woman in the court: I then missed the things; I pursued after her. About two hours after the prisoner was taken, I was sent for to a public-house; I saw the prisoner sitting there with the waistcoat on her arm; I asked her how she came by it; she said she bought it in Monmouth-street; that she gave 6d for it; I asked her where the coat and shirt were; she said she knew nothing of them; before Justice Fielding she said the same, but at last she told us where they were.

Joseph Clark. I am apprentice to the prosecutor; I met the prisoner about half way in the court, about seven o'clock; she had something in her apron: when I came back, I asked my master if he had taken my cloaths away; he said, no: then I said the woman had got them: about two hours after she came to an alehouse, there I saw her, and knew her again.

Joanna Drew. The prisoner told me the shirt, and told me it was her son's shirt; this was about 8 or 9 o'clock that morning.

Alexander Clark. I keep a shop in Monmouth-street; I bought this coat of a woman, but I can't swear

swear the prisoner is that woman; the prisoner came to me afterwards, along with Sir J. Fielding's man and the prosecutor for it; (*produced in court.*)

Prosecutor. These are my property; they were taken out of a lower room where my apprentice lies.

Prisoner's defence.

I bought the waistcoat in Monmouth-street, for my little boy to wear. Guilty. T.

67. (*M.*) James Field was indicted for the wilful murder of a new born child, by casting it into a tub of water, Nov. 13.

Mary Duck. I live at Potter's Bar, in the parish of South Mims. The prisoner is a day labouring man, he lives just by me; I have known him from a child; he had been in that house but about five weeks: he lived with a woman, but I look upon it they were never married. He came to me in the dusk of the evening, on the 13th of November, and said, dame Duck, come and go to my wife, for I think she is fetching her last breath; I went with him; I asked him what she ailed; he said she had an ague and fever; after that I asked him again, and he said, indeed it is a miscarriage; I said, where have you been all day; he said, at home; I said, why did you not come to me sooner, and I would have fetched three or four, or half a dozen women; he said, she would not let him come for any body; this was as we went along; he went in, and up stairs, and I followed him; he held his face cross his wife's face, and said, Lord have mercy on me, my wife is dead!

Q. Was any body in the house beside you and he?

M. Duck. There were only he and I, and his five children. I took hold of her hand, it was very cold.

Q. How far distance between his house and your's?

M. Duck. Not a quarter of a mile; his house is in Enfield parish. I said, give me a handkerchief and I'll tie up her jaw; I did: I turned myself round, and saw a half butter firkin set under the bed; I pulled it out; there I saw a child, which frightened me very much; I then went and fetched some other women, and four of us laid her out; after that I took the child out of the tub, and laid it on a blanket and cleaned it.

Q. Where was the prisoner at that time?

M. Duck. He was below stairs; I took a chamber-pot full of water out of the tub, and I believe there was about half another in it.

Q. Where was he when you first took notice of the child?

M. Duck. He was gone down stairs.

Q. Did you say any thing to him when you went to fetch the other women?

M. Duck. No, I did not say a word to him; we neither of us asked him any questions about it; we examined the child, it was a girl.

Q. Was it full grown?

M. Duck. I think it was, it had nails and hair; there were no marks of violence upon it; the child was parted the same as if a midwife had parted it, and all were in the tub together; then we went down stairs and left the man below, and said nothing to him; after we were out at the door he desired me to go and send one George, a cobbler; I went; he not being at home, I went and got a woman to be with him; I went with the woman; he said, that will be of no service at all to be here to night; then we went away, and left him and the five children in the house; he came and fetched the woman in the morning: I went there about ten or eleven in the morning, to help the woman to wash the linen; I had laid the child by the woman, and there I found it; he was then gone to church to get leave of the parish to bury them. On the Saturday or Sunday, as he sat in my house, I asked him if the child was born alive; he said he did not know.

Q. When were they buried?

M. Duck. The child and woman were both buried on the Sunday; the woman was a stranger; I never saw her but once before, and never spoke to her in my life.

Dorothy Ripard. I went at Mrs. Duck's desire to the prisoner's house; I took Mrs. Roberts and Mrs. Sams with me; Mrs. Duck met us there; the man met us at the gate; we said we were surprised he did not call some women to his wife's assistance; he said she would not let him; we went up stairs, and found the woman dead on the bed; Mrs. Duck, I, and Mrs. Sams, laid the woman out; then we took the child out of the water, and took a chamber-pot full of water out of the tub, and I believe there remained half a chamber-pot full more in the tub; Mrs. Duck laid the child on a blanket, and laid it by the side of the mother. There were no marks of violence about it; it was a female child; we called to the prisoner to know if he had ever a sheet to lay over his wife; he said he had never a one; I said, then lend us a table-cloth for decency; he said he had none; then we came down stairs, and I was the last woman

man that went out of the house; he said he had some gin in the house, and asked if I chose to drink a glass of gin; I did not chuse it; then he desired I would tell Mrs. Duck to send George Howard to him at night; I went and sent Mrs. Duck back to take her message herself; I was, over frightened, and did not go near him after that.

Q. Had Mrs. Duck told you before you went she had seen the child?

D. Ripard. She told me she had found a child in a tub under the bed.

Q. How near do you live to the prisoner?

D. Ripard. I live about 20 poles from him; he came to our house on the Friday morning, to get a horse to go to church; then I asked him how the child came in the tub of water; whether he heard me I cannot say, he turned himself and gave me no answer; he came to our house also on the Sunday (we keep a public-house) for four gallons of beer; I knew nothing of him before he came to live there; he had been there about 5 or 6 weeks; he had five children in the house.

Mary Sams. I was one of the women that helped to lay the woman out; I asked the prisoner at first going in, why he did not fetch some women to his wife; he said she would not let him: we laid the woman out, then took the child out of the tub and cleaned it, and laid it by her, and then came away and said nothing to him.

Catharine Roberts. I have no more to say than what has been said; I never spoke to the prisoner, or was in the house afterwards.

Mr. Roberts. I am a surgeon. On the 25th of November I was sent for by the officers of the parish, and the coroner, to meet him at Mims; there were various reports that the woman and child were murdered; I believe this was seven or eight days after the woman and child had been buried; they had taken the woman and child up; the child was laid under the bellfry, I believe the name of the place they call the bone-house: I examined it; all the jury were with me; I opened the chest, and separated the lungs from the other part, and suspended them in water; it is generally imagined, that in case they sink, they have been no ways inflated, or received the air; they swam upon the surface of the water, but I believe they barely had received air they were so triflingly inflated; I blowed into them afterwards, to convince the jury of what a deal of difference there was, when they had received a due portion, and when they had received little or none.

Q. What is your opinion about this experiment?

Roberts. I am not always quite satisfied as to that; from my own knowledge and experience I cannot positively declare, that the child was born alive; as Mrs. Duck mentioned at that time, that every thing was done as if by a midwife, I expected to see every thing was so done; but when I came to inspect that, there were four or five hand breadths of the navel-string left; an effusion of blood might happen from that, which might destroy the child; the end of it seemed to me to be rather torn than cut: that is a circumstance that should be paid due regard to, in every child that is born.

Q. Were there any marks of violence upon it?

Roberts. No, there were not. I was desired likewise to inspect the body of the woman; there were no marks of violence on the body, nor no bad appearance.

Q. Was that a sufficient quantity of water as has been mentioned here to drown a child?

Roberts. To be sure it was; there was a trifle of water in the child, but the coffin was full of water when they were taken up.

Prisoner's defence.

I was bad 3 weeks, and my wife was bad a fortnight, with the fever and ague; we nursed one another as well as we could; she was worse that day, being the Thursday, than any day; I had had a pair of shoes of a shoemaker, and a bottle of stuff, which he sells for a pain in the side; I took 30, 40, 45 drops at a time; he said it would do my wife good; it had done me good; I gave her a few drops of it in a little tea; she thought herself better, after that she thought herself worse; then she desired me to make her a little gin hot; I got some, and gave her a dram of cold gin; she was very bad; I said, shall I fetch any body; no, she said, she was a stranger in the place: I asked her again; she would not have any body sent for; she grew worse and worse. In about an hour after she drank the gin she miscarried; I said, dear heart, what is the reason you did not tell me of all this; why did you not tell me you was in labour; said she, I shall be very well, hold your tongue, I am as well as if I had 20 women here, I have done all the work myself; the chamber-pot was full by the bed-side; I was not in the room at the time of her labour; I was with the children below; she desired me to bring up something to empty the pot in, and I carried up a half butter firkin which she used to wash in; if there was any water in it, it was but a trifle: she grew so ill that I could not understand what she said; then I went for Mrs. Duck; I came from the same parish to that house, but I am quite a stranger there; that place.

place is five miles distance from where I came from.

Q. to Duck. How did the prisoner's children appear?

Duck. They were very well, hearty and clean, for a poor man's children; they looked as if they had been taken care of; the prisoner behaved well when he was a boy; I knew him a child, but I had not seen him for 26 years, till he came to that place. Acquitted.

68, 69. (L.) David Atchinson was indicted for stealing 33 yards of linen-cloth, value 33s. the property of John Story and Christopher Alderfon; and Robert Faulkner for receiving the same, well knowing it to have been stolen, Oct. 25. †

Christ. Alderfon. John Story and I are partners; we keep a warehouse in Laurence-lane; we sell worsted goods wholesale; I was informed on Saturday night the 25th of Oct. by George Cape one of our clerks, that he had that evening discovered a piece of heffian secreted in the house, and that he believed it was taken away by Atchinson; he was a porter of ours: when Atchinson came to work on the Monday, we called him up stairs, and asked him how he came to take away a piece of heffian on the Saturday night; he at first denied he did take any away; but, upon telling him we had proof of it, he confessed the fact, and begged we would forgive him, and said he would get the piece again; he said it was at a neighbour's, near where he lives, near Alderfgate-street; we asked him the person's name where it was, which he seemed very averse to telling us; we insisted upon knowing; he then said he had sold it the same night, to one Mr. Faulkner, who lived near Queenhithe; I asked him what business Mr. Faulkner was; he said he dealt in linen, and old wrappers. I asked him what he sold it for; he said for half a guinea; (it cost us a guinea) we got a search-warrant, and went to Mr. Faulkner's on the Tuesday morning; he keeps a little shop; there appeared to be several bags of cotton or wool, I cannot tell properly what shop to call it; it is in Black-Swan-alley, at the bottom of Garlick-hill; we met with Mr. Faulkner; I told him I was informed, he had bought a piece of heffian, that was stolen from us the Saturday night before; he said there was a piece brought to him on the Saturday night, but he did not buy it; he only advanced 14s. upon it; I asked him to let me see the piece; he stepped backwards and brought it; I looked at it, and saw it was marked with the same mark,

as other heffians are that we had by us, the maker's mark; (*a piece produced in court*) I believe this to be ours, but I cannot positively swear to it; then I ordered the constable to serve the warrant upon him, and he was taken before the Alderman at Guildhall; then he said he advanced 14s. upon it; the other prisoner declared he sold it him for 14s. before Mr. Faulkner's face; Faulkner said he knew Atchinson was our servant, and that he had sold him ropes for our use; we make use of ropes in putting them round cases and bails.

Q. How long had Atchinson lived with you?

Alderfon. He lived with us four or five years, and I looked upon him as to be as honest a man as any in the house.

Cross examination.

Q. Did you not see ropes in Faulkner's shop?

Alderfon. I did not see a rope there.

Q. Did he immediately produce the piece upon your asking him to see it?

Alderfon. He did; but stepped a few paces back, and took it out of a place, which I thought was a place of concealment.

Mr. Bagley. I served the warrant on the 28th of October. Mr. Alderfon and his man went with me; Mr. Alderfon asked Mr. Faulkner, if he had not bought a piece of heffian-cloth on the Saturday night; he answered, no, he had not bought it, but your man brought a piece here, and told me he bought it for his own family's use, and desired me to lend him so much money upon it, which he said he did, I think it was 14s. he said this is the piece, and took it from off a half sack of cotton, and laid it before him, and said, I expected him here before now, to come to fetch it away; Mr. Alderfon looked at the piece, and desired I would serve the warrant; I told Mr. Faulkner he was my prisoner; he said he would find bail; Mr. Alderfon went away; then we went to Guildhall and had a hearing; but I was on the outside the door, and did not hear what passed.

Cross examination.

Q. What does Mr. Faulkner deal in?

Bagley. He deals in cottons, and has it spun in the country; he serves tallow-chandlers and lamp-lighters with cotton-yarn.

Q. Is he a man of credit?

Bagley. I am pretty sure he is trusted with thousands, and tens of thousands of pounds worth of goods.

Q. What were the words Mr. Alderfon made use of?

Bagley.

Bagley. When I looked into the body of the warrant at the alehouse, I said, God bless me, I have known the man 12 years; well, said he, if he is an honest man, he will give us the piece without making us search for it, and he gave us the piece without any hesitation.

George Cape. I am servant to Mr. Alderfon; I was going down stairs, and behind a bit of a board I saw a parcel tied up; I took it out, and saw it was a piece of brown hessian; I put it in the same place again; after that I went into the warehouse, and staid there; and after the prisoner and other porter came in, I walked backwards and forwards in the warehouse; then I went up stairs, and left them together; in a little time I thought I would go and see whether the piece lay where it did before, I went and found it was gone.

Q. How long had you been absent?

Cape. I had been absent about a quarter of an hour; then I went in order to tell Mr. Alderfon, but he was not in the way, but I told him afterwards.

Atchinson said nothing in his defence.

Faulkner's defence.

I did not know it to have been stolen; Atchinson brought down the bundle of linen, tied up in a piece of paper, about seven at night; he desired me to walk backwards with him; he said I am very short of money at present, I wish you would lend me 15s. I said, what security can I have for it; said he, if you are afraid of your money I'll leave this piece; I put my hand in my pocket, and had no more than 14s. which I very readily gave him.

To their characters.

William M'Moran. I have known Atkinson about seven years, he bears the best of characters; he has a large small family, living only upon the donation of the charitable, since he was in confinement.

Richard Wood. I believe I have known him six or seven years; when he first came to London, he worked for me pretty near 12 months; he kept himself sober, and attended his hours at labour; after that he was porter to Sir Richard Glyn, and after that he came to the prosecutors; they asked me some questions about his character, I gave him a good one, which he deserved, and no better.

Q. What character can you give him now?

Wood. He behaved in general as an honest man; I have so good an opinion of him, was he clear, I would take him into my service; I never heard any ill of him till this affair.

Mr. Besterwill. The prisoner Atchinson worked for me three years ago; he behaved as an honest man.

For Faulkner.

George Street. I live at Dowgate-hill, and keep a warehouse; the prisoner Faulkner has been in my service seven years; I have trusted him with perhaps ten, twenty, or thirty thousand pounds worth of goods at a time; I trust him with silks, carpets, mohair, yarn, and all that we have that come from Turkey and Leghorn; I never missed any thing since he has been in business by him; he is as honest a man as any in the world; was he to leave me, I would be bound for him for 500l. as an honest man; I would be very unwilling to part with him; I would give him 10l. a year more than I do rather than part from him.

Mr. Walford. I have known Faulkner between eight and nine years, I live in the same parish that he lives in; he bears a very good character. It never was impeached, and the general opinion of him in the neighbourhood now is, that he is an honest man.

John Walker. I live in Laurence-lane, I have known Faulkner three or four years; I am partner with Mr. Murrel, a large dealer in cotton; we trust him with things of great value; within two or three months, we have trusted him with three or four thousand pounds; we look upon him to be a very honest man.

William Evans. I have known him six or seven years, he was always a very honest man; he has had great trust put in him to my knowledge.

Mr. Greenwood. I have known him about five years, he has a very good character; I never heard the least imputation on his character, he has goods to the amount of several hundred pounds; I believe two thousand pounds at this time, belonging to me; was it ten I should not be in the least doubt about it; he is a very honest, sober, industrious man, a person one can confide in.

Mr. Downs. I have known him above seven years, he is a very honest industrious man; I never heard the least impeachment on his character; I should have no doubt of trusting him.

Mr. Shrub. I have known him about eight or nine years; he has as good a character as any man in England; he has had great trust; I would trust him with any thing.

Atchinson Guilty, Recommended. B. Faulkner acquitted.

70. (M.) Anne Davis was indicted for stealing a half guinea and a quarter guinea, the property of Benjamin Blundey, Oct. 26. †

Benjamin Blundey. I am a journeyman carpenter, and live at Marybone; about six o'clock one evening above three months ago, I was taken to a house in St. Giles's, by another person, a man, there we drank; there were two women there; my companion went away, and left me with them.

Q. Was you fuddled?

Blundey. No, I was not.

Court. If you was not, you would not have been there.

Blundey. One of them sat upon my knee, while the other took my money out of my pocket; the prisoner was one of them.

Q. Did you perceive her doing it?

Blundey. I did.

Q. Which of them took your money?

Blundey. The prisoner did; she took it out of my fob; I asked her for it again, she would not give it me; I perceived her put her hand into my fob two or three times; she said, all that she got was her own; then one of their bullies took me to another house, and called for a pint of beer, and left me to pay for it, and I had no money to pay for it; then I went and complained to Master Dinkles; the next morning he went along with me to see after them, and we found them both in the room, and a man with them; the other woman fled, and after that, the prisoner; we went for a warrant, and took the prisoner, just after last sessions.

Q. Did you ever find your money again?

Blundey. No, I never did.

Q. Are you sure you had your money at the time you went into that house?

Blundey. I am sure I had.

Nicholas Dinkles. The prosecutor is an acquaintance of mine; he told me what had happened; I went with him to the room where he said he had lost his money, there he found the girl; I asked her why she did not deliver the money back; she said, what she got was her own, if there had been ten times more: I said, you had better return it, or I will have you before your betters; she said, I don't care for that, you may do your best and your worst. We went down to Justice Welch, and left a man in care of the door, and when we came back, she was gone; we were after her all that day, and could not find her; this passed on for two months; after that, an acquaintance of mine told me where she was; we went and took her in St. Giles's; then I asked her, if she would

make the affair up; she said she would not; then said I, you must go to some other place; I said to the constable, take her to the round-house; she lay there all night, and the next morning Mr. Welch committed her to Bridewell; before the Justice she said she had the 5 s. 3 d. but that the young fellow gave it her, and that he gave her 4 s. in silver besides; he owned there he gave her the 4 s. but not the 5 s. 3 d. piece; she said the other girl had the half guinea.

Prisoner's defence.

What they say is false; I went into a public-house, the young man was sitting there, and an elderly man with him, and a young man or two with them; I sat down in another place; the elderly man called to me, and bid me sit down by that young man; I said, I did not know him; the elderly man said, why will you not go to the door and speak to him; he asked me where I lived; I told him he might go over the way; he went there, and gave me 2 s. and was there about half an hour; then he went over to the public-house; I followed him; he drank to me, and asked me where I lodged; I said I had a room of my own, where is none but a young woman of my acquaintance; he urged many times to go, and said he would not let me ill; I went with him to my own room; he asked me if I had no coals to put on the fire; I made up a fire; he gave me a shilling; the other girl and he sat together; I asked him if he would have something to eat; he said he would; he gave me a 5 s. 3 d. I went to the pastry-cook's, and got a giblet-pye and a neat's-tongue, and we had our supper, and three or four pots of half-and-half, and four or five half pints of gin; then he would have another pot of twopenny hot; the old man was waiting in the public-house; when I came there, he asked me how the young man behaved; I told him he gave me a 5 s. 3 d. piece; he asked me to give him something to drink; so I carried the half-and-half home; the other girl told me he gave her half a guinea while I was gone, and she was to return him some change out of it, but she would not return any; he came in the morning, and knocked at the door; I let him in, and sent for half a pint of gin; then he drank it; he wanted something out of the 5 s. 3 d. I said I had not much left, and I would keep what I had; he said, if you will not give me something out of it, I will go and fetch some body that shall make you; he went and fetched that man; then they asked me for the whole money again, and I would not give it them. Acquitted.

71. (M.) James Wilton was indicted for stealing a brass pottage-pot, value 2 s. the property of Richard Dolley, Nov. 16. †

Elizabeth Dolley. My husband is named Richard, we live in the parish of Heston; I set the pottage-pot by the side of the door on the 16th of November, and it was taken away; I missed it the same day about two or three in the afternoon; I found it again at Mr. Durling's on the 17th, and on the 29th the prisoner was taken; I saw him at the Justice's; there he said he did not steal it, but owned he was the man that carried it to Mr. Durling's.

William Durling. I am a brazier, and live at Hounslow; the prisoner and one Thomas Williams brought the pottage-pot to me on the 15th of November about four in the afternoon; I bought it, and on the Monday Mrs. Dolley came, and asked me if I had bought such a thing; I said I had; he desired to see it, but I had cut it up, and put it among the old metal: she asked me, whether there was not a button put through a hole, with a name on the outside; we looked, and found there was such a thing; she desired me to stop the persons if I saw them again, and on the 29th I believe the prisoner and another man came to me; they went past my door; then Williams turned back, and came into my shop, and asked if I would buy another kettle; I not being in the shop, my lad said, are not you the man that my master bought a little pot of some time ago; he answered yes; I was in the hearing of it; he called out, master, here is the man that you bought the pot of; I came into the shop, and said, what have you got here, my friend; he said, an old kettle, if you please to buy it; I said, take it out of the bag, and let me see it; in the mean time, I stepped out, and desired an officer to be called; I was got but a little way before I saw him out of the door on a full run; I shewed him to the officer, and told him what he had done, and in he went for his staff, and in the mean time he got off; but we met with the prisoner at last, coming up a lane from Isleworth; I clapped my hand upon his shoulder, and said, friend, what is become of your companion; I asked how he came by the brass pot he sold me before; he said nothing for himself some time, but at last he said he met Thomas Williams, and Thomas Williams desired him to stay at the gate, while he went over the gate and brought it to him.

Prisoner's defence.

I have nothing to say for myself, I am a chimney-sweeper. Guilty. T.

72. (M.) Francis Untwin was indicted for stealing a gold watch chain, value 40 s. the property of George Lookup, Esq; Nov. 14. †

George Lookup. On my Lord-Mayor's day I was at the corner of King-street, Cheap-side; the procession was coming from Guildhall; finding I could not get forward, I turned back; a man pressed me, and asked me where I was going; I said I wanted to go forward: I was going to Coleman-street, and before I got there, I put my hand in my hand in my pocket, and missed my watch (a gold one); I was a little in doubt whether I had not left it at home; when I went home, I found it was not there; I went, and gave a description of it to Sir John Fielding; he published an advertisement to pawnbrokers and silversmiths; I lost it on the Monday, and this was on the Friday following, Mr. Jarvis called upon me, and said, he had a chain like mine left at his house to be sold; I looked at it, and said, it was part of my chain; (when it was lost, there was a very remarkable key and four seals to it) I took out a warrant against the man that had left it with him, which was the prisoner at the bar, and a search-warrant; he was to return to Mr. Jarvis's house for the money for the chain; Sir John Fielding proposed, my waiting till he came there for the money; but I was for being at the searching the prisoner's house, and accordingly I sent for some of Sir John's people and a constable, and went to his house, which is beyond the turnpike at Whitechapel; one of the people came and told me, they had taken him in bed; I ordered they should not search the house till I came; I went, and we searched with great circumspection, and found nothing; the prisoner was carried to prison, and on the Monday before Sir John Fielding. Nothing passed on the examination; all he said was, he found the chain among some of his wife's trinkets; the middle piece that held the whole together was very remarkable, but that is not to be found; indeed, the whole that is here produced is very remarkable, but I do not chuse to swear to it.

Thomas Jarvis. I am a goldsmith in Whitechapel; this chain (producing it) was brought to my shop by the prisoner at the bar; he had been at my shop twice before; the first time was about six months ago; then he brought a shank of a gold seal, the stone was taken out: then he was a perfect stranger; I bought it; he brought two more about a month afterwards, them I bought. I began not to like him, and was determined not to buy any more of him. About four months after he brought

me this chain to sell for old gold; I wondered to see such a costly chain so mangled, and to be sold as old gold; I said I should not buy it, except an assay was made of it, as there always is folder in such things; by this I was in hopes he would go away; he said he would leave it with me, and asked how long it would be before an assay could be made; I said about three or four days: he left it; I ruminated upon it some time; in the mean time a friend came in, before whom I laid these circumstances which I have here mentioned, and remembering a notice of Sir John Fielding's, that there was a watch with a chain of three rows of gold lost, I went to my file where I put these things and saw it; my friend's advice was to write a letter to Sir John; I being going that way that evening, I thought proper to call myself. When I came there Sir John was not at home; his clerk recommended me to the gentleman's lodgings that had lost the watch; I went there, and the gentleman came the next morning to see the chain; he saw it, and said he did not chuse to swear to it, but he could lay an hundred pounds to one it was his chain: my servant went with the gentleman to Sir John Fielding's; I had taken a memorandum of the prisoner's name, but not the place of abode; but describing the prisoner to my friend, my servant said, one of Sir John's people said, by the description he believed it was Unwin; the result was to issue two warrants, one to search his house. The next morning Mr. Lookup came to me very early; I went with him and one of Sir John's people; when we came there, Sir John's man asked me if that was the man; (meaning the prisoner) I said, yes; then he secured him.

Prisoner's defence.

When I came to the silversmith's house, I told him I had a chain to dispose of, and desired him to look at it; he said he thought there was some folder in it, and he could not rightly tell the value of it; said he, I can make an assay of it; you may call in three or four days, and I can let you know what it is worth, call about Tuesday or Wednesday; I told him what it weighed; he set it down in his book, and asked me what my name was; I told him; when I came before Sir John, I asked in particular whether they could swear to the chain; it was among my wife's trinkets, I had had it fourteen or fifteen months; said Mr. Lookup, it looks like mine; I said it was my property.

To his character.

John Davis. I am a dyer, I live behind St. Luke's church; I have known the prisoner about a year and a half; he has been a seafaring man, and

he trades with the East India shipping when they come in; he lives by Mile-end turnpike; I never heard any thing amiss of him; I have seen him frequently at his sister's, who keeps a public-house.

Richard Pike. I am a Gent.

Q. What is that?

Pike. I am a clerk to the South Sea company now; I have known the prisoner a year and a half; I know no farther of him than that his sister keeps a public-house in our neighbourhood, and I have seen him there many a time; he always behaved in a very complaisant manner.

Thomas Dean. I have known him two or three years; I never heard any thing amiss of him, Acquitted.

73. (M) William Taylor, was indicted for stealing a book, intitled the general shop-book, or tradesman's universal director, value 18d. and one book, intitled the history of Lapland, &c. value 2s. 6d. the property of John Wade, Dec. 5. †

John Wade. I am a bookseller, and live in Holbourn; the prisoner used to come and buy a penny pamphlet at times; I suspected him a great while of robbing me; I told my wife to observe when he went out of the shop, to see that he had nothing about him, when he was there on the 5th of December, and I went out of the way on purpose, and left him in the shop; I went to the Elephant and Castle, and in about half an hour my man came to me and brought the prisoner and these two books; (producing the books mentioned in the indictment.)

Benjamin Palmer. I am servant to Mr. Wade; the prisoner was at our shop after my master was gone out; he asked me if I would drink part of a pint of purl, and sent me for it, and bid me bring change for 1s. and gave me one; he was at the door when I went out, and when I returned, while we were drinking the purl, I thought I saw something under his coat; I looked and saw a book there; I let him go out of the shop, and then ran after him.

Q. Had he bought any thing?

Palmer. No, he had not; I carried him to my master, and took the book out of his pocket; (produced in court, the titles answered to the indictment, deposed to by prosecutor.)

Prisoner's defence.

I had been bargaining with this man, and at the time he went for the purl, I had the two books under my arm; when he ran after me I had not got

50 yards from the shop; I am a countryman, and taken at a nonplus; I sent for a few friends but they are not come. Guilty. T.

74. (M.) Edward Gorman was indicted for stealing a silver watch, value 30s. the property of Thomas Bunce, Dec. 1. †

Tho. Bunce. I live at the Swan and Two Necks, Lad-lane; yesterday was three weeks I was just come out of the country; my watch was lost, and I found it again at Mr. Humphreys's, a pawnbroker.

Mary Stamp. I missed the prosecutor's watch out of my apartment. On the 1st of December, the prisoner came to ask for one William Hicks, between 11 and 12 o'clock that day, who lives up one pair of stairs backwards; I was in my landlord's apartment below; my apartment is up one pair of stairs, from where the watch was taken; I don't know who took it.

William Humphreys. I am a pawnbroker; I live in Well-street, St. Andrew's, Holbourn; the prisoner brought this watch to me on the first of December in the afternoon; (*produced and deposed to by prosecutor*) he said his name was Brown; he asked a guinea and a half upon it; he said he lodged in St. Giles's; I went with him about three quarters of an hour, to see for some person that could give me satisfaction that it was his own; so I carried him to Justice Welch.

Stamp. This watch here produced is the prosecutor's watch; it was lost out of my room that day the prisoner went up stairs.

Prisoner's defence.

I was going up stairs, I saw a watch hanging on a nail; I took it for want, because I had no victuals; I had been just a week in London, and could not get any work to do. I came from Bristol; I was acquainted with William Hickes of Bristol; he lived in Barnaby-street. Guilty. T.

75. (M.) John Curtis was indicted, together with Jacob Buckey, not taken, for stealing one hempen sack, value 18d. and three bushels of oats, value 3s. the property of William Sherwood, Feb. 6. †

William Elliot. I am a waterman; I was looking out for a fare about nine or ten months ago, about twelve at night; the prisoner and Buckey went into my boat; I went into her to stop them; they took my boat by force, and threatened to throw me overboard if I attempted to stop them; then they rowed over, and up the shore on the other side the water, between Horsleydown and Pickleherring; they went into a long-boat, and took

me away with the boat, and threatened to drown me if I resisted; they lifted up the tarpaulin, and took out a sack, and put it in my boat, and brought it on shore at St. Catharine's; as they were carrying it up from the boat, some how or other it spilt; there came an officer, and said there had been some roguery, by seeing oats lying about; they were almost all shot out; I do not know what they did with the oats that were not scattered; we were all suffered to go away that night.

Q. What is the prisoner?

Elliot. He is a waterman.

Q. How came you to tell of this affair now which was done so long ago, and not speak of it then?

Elliot. I was afraid to tell of it before.

Thomas Green. I am a watchman at St. Catharine's; about half an hour after twelve that night, I saw some oats on St. Catharine's-stairs, and also an empty sack was found there; Buckey brought them on shore; they were going to empty them into another sack on the stairs, and some were scattered about; there were such a gang of them I was afraid of my life; I go in danger of my life now, and dare not do my duty.

John Vaughan. At that time I was headborough; on the 5th of February at night, I went down to the watch-house, and asked if all was right; Green told me something was not right; I went down to the stair-head, and saw some oats lying; I took and filled my handkerchief, the prisoner was there, he took up some; I thought a robbery had been committed; I desired a watchman to light me about; looking under the waterman's bench, I found a sack, with Mr. Sherwood's name on it; the next morning Mr. Sherwood's man came and owned it.

William Sherwood. I am a corn-factor; the sack which was found was my property; I lost a sack of oats that night, it was stolen from out of one of my crafts; the few that was scattered there, which was about half a bushel, they appeared to be the same as mine.

Prisoner's defence.

I and Jacob Buckey had been down below, coming up, we met with the King George, a Holland trader; we towed the vessel up to Limehouse, after that we took the passengers out; they said they wanted to go to the Thirteen Cantons, we thought at Iron-gate; when we came to St. Catharine's-stairs, there was this William Elliot; I saw a sack in his boat, he was going to lend a man a hand up with the sack, he wanted me to lend him a hand; I would not, having other business to do; Elliot swore at me, and called me

me all the dogs he could think of; I went away, and when I came to the Thirteen Cantoons, they were not the right; it should have been the Thirteen Cantoons, at the Seven Dials; being tired I could not get there; we had two pots of beer, and were coming down to the water-side; the headborough was coming out of the Two Brewers, and followed us down; when he came to the stair-head, there lay the oats, but in the night nobody knew what it was; I came down, and said it was oats; the headborough filled his handkerchief, and I filled mine; we carried them both into the watch-house; Elliot was standing at the same time by the fire-side, in the watch-house; I said there must have been thieves; the officer said bring a light out, look about, and see if you can find any thing else; they found a sack with Mr. Sherwood's name on it.

He called Francis Steadman and John Lee, who gave him a good character. Acquitted.

76. (M.) Anne Willis spinster, was indicted for stealing 10s. in money numbered, the property of Thomas Fox, October 4. †

At the desire of the prisoner the witnesses were examined apart.

Alice Fox. My husband's name is Thomas Fox, we keep the Hercules Pillars in Great Queen-street; on the 3d of October between eleven and twelve at night, I took the silver and gold out of the till, and afterwards locked the till, with very near 20s. in halfpence in it; then I went to bed, and took the keys with me; the prisoner was our servant; the next morning there was 10s. at least missing; I searched the prisoner's boxes, but found nothing; she was charged with this in the morning; she went away that day.

Q. Was she paid her wages?

A Fox. No, she never was paid; she has had her cloaths away.

John Fox. I am going into fourteen years of age, I am Mr. Fox's nephew, I live with him; the only servants in the house, were William Salmon and the prisoner; she followed me up and down the house that night to get me to bed; between twelve and one I went up stairs, she was in the bar; I could not think what business she had there, Salmon was asleep in the kitchen; the bell rang, there was company above; I called Salmon to answer the bell; the prisoner had this thing in her hand; (*producing an instrument to mark vessels with*) I went softly down stairs, she did not hear me till I got down; she was trying to break the till open with it; the company

paid their reckoning, then Salmon went into the kitchen; after that Salmon and I went up stairs; he looked through the ballusters, and I looked out of the window to the street; we heard her go to the till, and rattle down some halfpence; I heard the till fall to the ground; she staid till morning almost; we wondered she did not come to bed; we told master of it next day, and he turned her away directly.

William Salmon. I was a servant to Mr. Fox on the 3d of October; after master and mistress were gone to bed, at about eleven, the maid and the boy and I were up; there was company up stairs; after they had paid their reckoning and were gone, I went to go to bed, and left the prisoner below stairs, that was about one o'clock; the boy told me, he saw the prisoner trying to open the till; I not hearing her come up, I leaned over the ballusters; I saw her go into the bar, and presently heard the till creak, and in about a minute the till fell down; it made a great noise of halfpence falling about.

Q. How high is the till from the ground?

Salmon. It was about breast high.

Q. Could you see her when she was in the bar?

Salmon. No, I could not; there was then no soul below stairs but herself; presently we saw her come out of the bar, she went down into the cellar, and brought some beer up in a mug; then she opened the door, and after that came to the door again; then she went into the kitchen, and took some bread and butter, and went to the door.

Q. What time was this?

Salmon. This was about half an hour after one.

Q. Is that the usual time of the maid's being up?

Salmon. No, it is not; I never knew her to be up after twelve; after she came from the door, she went to the bar again; this was her third time of going to the bar; we listened a little, and heard no more, and then we went to bed; then the watchman was going two; the boy and I came down first in the morning.

Q. When the till fell, why did you not go down stairs?

Salmon. I said to the boy I'll go down; the boy said no, do not, she will say it is you; in the morning we found the till about half way open; my master came down in about ten minutes after us, the lock was almost wrenched off; I told my master of what had passed; he taxed her as soon as she came down; she said she did not know what he meant; I found some halfpence in a drain in the

the back room in the yard, and some on the ledge among some feathers, about a fortnight after this.

Q. How much money did you find?

Salmon. There was about two or three and twenty-pence of it.

Q. Did your master get a warrant for her?

Salmon. He did, I went with him to get it; I think it was on the 13th of October; (*produced, dated the 12th of October*) this is it; it was delivered to the constable; the constable came to our house several times after; I heard my master desire him to seek for her; he said he could not find her.

Croft's examination.

Q. Had not the prisoner and you often quarrelled?

Salmon. No, not often.

Q. Had you not a quarrel with her that night?

Salmon. I did not pass two words with her that night; she wanted to know what was her share; I said I should not give it her then, having no change; this was in the kitchen; I saw she wanted to quarrel, and I made no words with her, so I and the boy went up to bed together.

Q. Do you not know whether Mrs. Fox has had any suspicion of this boy?

Salmon. She has missed halfpence sometimes I believe, but I was but new come then.

Q. Do you know of any silver being missing?

Salmon. There was a six-pence lost I believe, from off the shelf.

Q. Do you know who took it?

Salmon. I cannot tell who did.

Q. Did you not, upon some occasion search the boy's pockets for a six-pence that he had taken?

Salmon. Yes, I did.

Q. What time does your water come in?

Salmon. That comes in on Mondays, Wednesdays, and Fridays.

Q. Was not this on a Friday night that you talk of, that your water should have come in?

Salmon. It was.

Q. Did she not save some water that night?

Salmon. I don't know that she did; there was not always water saved on Fridays.

Q. When was the prisoner discharged?

Salmon. On the Saturday morning.

Q. When did she come to your house again?

Salmon. She came again that morning, for some cloaths to put on.

Q. When did she come the next time?

Salmon. That was the week following, then she took one box away; I believe that was on the Monday or Tuesday.

Q. Did she come after that?

Salmon. She did one night, about nine or ten o'clock, I believe that was the same week; she wanted her other box; master said she might come again in the morning.

Q. Did she come again after that?

Salmon. No, she never came again at all.

Q. Was the warrant taken out when she was at your house?

Salmon. No.

Q. Was there any talk when she came, of charging a constable with her?

Salmon. No.

Q. Where was she taken?

Salmon. She was taken in our tap-room on a Saturday night; she came in with another woman; the other woman called for a pint of beer.

Q. Did you hear her say she came to surrender?

Salmon. No, I heard it said she was come to surrender to the warrant.

William Goodall. I am a watchman, I stand at Mr. Fox's door; that night the maid came to the door about one o'clock the first time; she came a second time a little before two; she asked my wife for some snuff.

Q. Has she ever come to you when you have been upon your watch before?

Goodall. She has; she complained of her fellow-servant, that he would not let her have what money was her due, and said, she would tell her master the next day; I believe she went away the next morning.

Croft's examination.

Q. Have you known her sit up to save water?

Goodall. I have.

Q. How late have you known company stay at that house?

Goodall. I have known company to stay till two in the morning, or after, sometimes.

Thomas Fox. I keep the Hercules Pillars; on the 3d of October I went to bed about half an hour after eleven; I always order that the maid should go to bed at eleven, sometimes to stay a little longer up on a Saturday night; but there was nothing to cause her to stay up longer than usual on the 3d of October; after I was gone to bed, I heard some company go down; after that I went to sleep, and afterwards I heard a noise; in the morning, when I came down, my man came to me, and said, Sir, we have had thieves in the house, Nanny has broke the till in the bar; he said the boy and he watched her; I said, why did you not come and call me, I don't recollect his answer; he said, when they got into the room, the

the boy said, he went down stairs, and saw Nanny trying to open the till with the instrument we mark casks with; then he went, and from the balusters of the two pair of stairs he stooped down, and saw her come out of the bar; there was a few halfpence and farthings in the till, which was open; part of the wood was wrenched.

Q. Was it in that condition when you had seen it before?

Fox. No, it was not; the maid came down a little before eight; I followed her into the kitchen, and desired her to give me the money she had taken; she said she did not know what I meant; then I desired her to go about her business; she went away; she came again the same day for some of her things; and the week after, on either Monday or Tuesday she came again; after that some of the neighbours talked to me a good deal for turning her away, and not prosecuting her, saying, it might bring me into a good deal of trouble; I took out a warrant on the 12th of October; this is it here produced; I sent it up to Mr. McGinnis, a constable, he not being at home, came to me; then I desired him to make it his business to find the prisoner; I heard she lodged at a hatter's, in Leather lane; about three weeks after this, I was served with a copy of a writ, the copy dated the third of November; (produced in court) I was served with it the same day. On the Monday or Tuesday, when she came for her things, she went backwards, in which room there is a drain which she used to clean; she staid there some time, and that day fortnight as she went away, I sent a man to clean that drain; I went with a candle, there I saw some halfpence; I took them up; there were 19½ d. among the dirt, and 6½ d. lay by the side of the drain.

Cross examination.

Q. How often might she have been at your house after you turned her away?

Fox. I believe three or four times.

Q. Had you ever any talk with her at any of these times about charging the constable with her?

Fox. No, I had not.

Q. Where was she taken up?

Fox. She was taken up in my house.

Q. Had you heard of her coming before she did come?

Fox. I heard she was to come on the Thursday; I was told that was to indict me, if I did not take hold of her.

Q. Did she not tell you she was come to surrender to the warrant?

Fox. No, she did not; I gave the constable charge of her.

Terence McGinnis. I am a constable; this warrant here produced, Mr. Fox gave to me on the 13th of October; he told me it was to take up his servant-maid, Anne Willis, for breaking his till, and taking some money; he told me to enquire at a hatter's in Leather-lane, there he said I should find her. On a Saturday night she came to Mr. Fox's; he sent for me, and I went and took her; Mr. Fox has called upon me, and begged I would look out for her, and take her.

Cross examination.

Q. Did she make any attempt to escape?

McGinnis. No, she did not; she behaved modest and agreeable.

Prisoner's defence.

I never wronged my masters of a farthing in no place wherever I lived. This Friday night I sat up while two o'clock almost to save water, which we usually do; as to the till, I never touched it, or was near it; as to the halfpence, I know no more of them than the child unborn; when I came down stairs, my master was there and the boy; I came into the kitchen, in order to go about my work; there was a woman came to scour the pots in the morning; I said to her, have you had your dram; I went to the bar for the bottle of gin; master came and said, Nanny, What do you want there; I said, I am going to give the woman a dram; master said, serve her Jack (meaning the boy) I set the bottle down on the floor, and came into the kitchen; I thought that was very odd; in about a quarter of an hour after, master came into the kitchen, then the woman went out; master said, Nanny, if you please, give me the halfpence you took out of the bar last night; I said I never touched any; he said, the till then; there are two people saw you; I said, Sir, you are joking; I thought this boy who had pilfered and robbed him several times, I thought he spoke of him; he stood peeping in the kitchen. When mistress came down, she began upon me much the same, and bid me go and fetch the halfpence, and said, there were people that could swear it; she desired me to go up and fetch them; I said I would not go up without she would go up with me; master and she went up with me; I pulled my drawers out, and opened my boxes; I opened my least box, but could not find the key of my large one; I desired them to break it open; he desired I would go and get a key, in order to open it; I went to Mr. Pitt's, but could get none; I came back again; master and mistress were still in the room, and in taking some caps out of a small drawer, I found my key underneath them; then I opened the large box, and there was only a black

a black petticoat in it; mistress said, Hussy, you have stole these halfpence, and have conveyed them away, you are a thief. I said, Madam, I shall make you prove your words, if you say any such thing; she said she could do it; master said, let her go about her business; I said, what, without my cloaths and wages; I went away, and came back in about an hour, having only my old cloaths on; when I went in, mistress came to me, and called me names, and said I had better own it, I was heard to do it; Mr. Fox said, with an oath, do not say heard, she was seen to do it; I desired she would not call me thief; she said, if you speak so, I'll send for a constable; after some time, she bid me go about my business; I went away, and on the Saturday night I went again, and demanded my little box, and on the Monday I was hired to a place; the gentleman went for my character, and they gave me the character, that I was a great thief and a drunkard, as ever came into a house; the same day, in the evening, I went to the house again, and Mr. Candy along with me; he went into the tap-room, and called for something to drink; I went to the bar, in order to ask for my cloaths and wages. Master told me, I should have nothing there that night, and bid me get out of the house, or he would kick me out, or to that purpose; I went to Mr. Candy in the tap-room, and sat about half an hour, then we went away; I went again, October the 8th, and asked after my large box, which was up three pair of stairs when I left it; that I desired Mr. Salmon to fetch down into the dining-room, and said, I would send for it in about an hour; he did; I went up into the room to him: Mrs. Fox came up to me, and asked me how I came to send for my character; I told her, I had a just right to send for it, and a character I would insist upon from her; she said, you are a thief; I said, do not call me thief; you have thieves among yourselves, and want to lay it to me; she said she would send for a constable; I said, I wish you would, rather than let me lie under this scandal; she bid me go about my business; I said, I would not go without my wages; she said, you have paid yourself, I think. Master said, let her come down to me, and I'll talk to her about wages; I went down stairs to him; he said, what wages is due to you, Madam; I said, you know; he said, get about your business, for you shall not have cloaths or wages here; then I said I must get it by force; I did not know where to go. I went to Sir John Fielding, to ask his advice; I told the story to his clerk; the clerk said, if I was accused falsely, I must take

an action out; I asked him where I must get the action; he told me I must go to some attorney; I went to an attorney, and had an action out against him; but before I took this action, I hired myself to another place. Mr. Fox gave this answer to the person that went for my character, that he had no character with me, nor none he would give me. I found I was entirely destitute of getting my bread, then I took the clerk's advice, and took out the action against Mr. Fox; some time after this, I heard he had a warrant against me; and I went on the Saturday night, in order to be taken up, if he had a warrant against me.

For the prisoner.

Mary Helibourn. I went with the prisoner to Mr. Fox's; she was informed there was a warrant against her, and she went to see if it was so: we had a pint of beer; Mr. Fox came in about ten minutes; he said to a person there, take care of Anne Willis, she is a thief, fetch a constable; somebody went, and a constable came; the constable said he thought it was better to make it up; Anne Willis said, I have nothing to make up; if Mr. Fox wanted me here I am.

Thomas Mason. When I lay with the boy John Fox, he picked my pocket of half a crown.

Q. Where did you live then?

Mason. I lived then with Mr. Fox the prosecutor.

Q. How long did you live with Mr. Fox?

Mason. I lived with him two years and three quarters.

Q. Did you tell any body about this half crown?

Mason. Yes, I told Mr. and Mrs. Fox of it; Mrs. Fox said she would chastize him, but his uncle should not know of it.

Cross examination.

Q. Where do you live?

Mason. I live at a public-house in Shire-lane.

Q. How long is it ago since you lived at Mr. Fox's?

Mason. It is about a year and a half ago.

Q. How long before you left Mr. Fox that he took this half crown?

Mason. It was about a year and a half before.

William Swain. I lived at Mr. Fox's; I have known the boy John Fox about half a year.

Q. What is his general character?

Swain. He was accounted a very pilfering lad.

Q. How long have you left Mr. Fox's service?

Swain. I left it about four months ago.

Joseph Eakin. I am a hat-maker, and live in Leather-lane; I have known Anne Willis eight or nine years; she was servant to me almost two years, six years ago, and better; she is as honest and good a servant as ever came into a house; I have trusted her with untold gold; she would neither wrong me, nor fee me wronged; I would sooner take her for a servant than any body I know.

Cross examination.

Q. Did you not go to Mr. Fox's to enquire her character?

Eakin. I did; my partner had hired her as a servant, so I had a just right to go and enquire her character.

Q. Was not she at your house after she left Mr. Fox's?

Eakin. She was sometimes.

Q. Did she not lie in your house?

Eakin. She has laid at my house.

Q. For how long together?

Eakin. A week or a fortnight at a time.

Mrs. Helibourn. She has laid at my house some nights since she came from Mr. Fox's: I live in Fox-court.

Walter Williams. I keep the Queen's-head tavern in Great Queen-street; the prisoner lived with me three different times; it is about fourteen months since she left me the last time; she had the care of my house for five years together, and behaved very justly; I would take her directly if she was at liberty.

Sarah Williams. I am second wife to the last witness; I have known the prisoner four years and a half; she lived with me two years and a half; she was trusted with every thing in the house, and I would trust her again; she behaved very just and honest.

Margaret Tod. I live at the Griffin in Holbourn; the prisoner lived with me six months after she went from Mr. Williams's; I never had the least reason to suspect her honesty; I would trust her again with all my heart, as soon as any body I ever had.

Mary Dickerson. I have known her six years; she lived with me six months, six years ago; she was a good servant, and bears an honest character.

To John Fox's character.

Godard Williams. I am a housekeeper, and live in Queen-street; I frequent Mr. Fox's house; I never heard any thing of the boy John Fox's dishonesty in my life.

Mr. Sturney. I live in Great Queen-street; I have known John Fox ever since he lived at his uncle's; he has a very good character; I heard of the half crown talked of by two boys; I thought it was only a thing between boy and boy; I never heard he was a pilfering boy, only of that half crown.

Q. Did you hear the evidence given here about it?

Sturney. I did. Acquitted.

77. (M) *Thomas Brooks*, otherwise *Miller*, was indicted, for that he on *Samuel Dale* did make an assault, with a certain stick or club, on purpose and of malice aforethought, and by lying in wait, the eye of the said *Samuel* did put out, with intent to maim and disfigure the said *Samuel*, June 9. †

Samuel Dale. I am servant to Mr. Phillips. On the 9th of June I was coming home a little before eleven o'clock, the prisoner stood with two women at the corner of Catharine-street in the Strand; coming by them something brushed my arm; I turned my head, the prisoner struck at me; I saw him bring his bludgeon round; it light upon my eye and knocked my eye out.

Q. What had you done to the women or prisoner to occasion this?

Dale. I had done nothing at all; I almost lost my senses; I recovered my senses, and heard somebody speak; somebody came up that knew me.

Q. Did the prisoner say any thing to you?

Dale. I never heard him speak a word, neither did the women speak to me at all; the woman that stood by him was picking my pocket; I desired the people to take notice of the woman and the prisoner; he went away, and I came home to my master's house, and three days after he was taken up by a warrant; I attended at Sir John Fielding's office; there he said he was at Chelsea at the time I was knocked down; my sight is quite lost of one eye; I had a surgeon attended me about six weeks, but he could not recover my sight.

Cross examination.

Q. Did you not at first indict the prisoner for an assault upon you?

Dale. I did.

Q. And afterwards the misfortune of your eye happened, (which is a misfortune) you indicted him for a capital offence?

Dale. Yes, I did.

P

Q. How

Q. How came you, when before Sir John Fielding, not to make any complaint of his lying in wait?

Dale. At that time I was very bad.

Q. Who first told you of making it a capital offence, at first I understand you thought it an accidental squabble in the street?

Dale. I had heard of the act of parliament before.

Q. Having heard of it before, you certainly had it in your mind, how came it you did not mention it to Sir John Fielding the first time in going, that the man lay in wait on purpose, and by malice to do you some mischief?

Dale. He knocked me down.

Q. What notion had he of your coming there?

Dale. He knew me before.

Q. Did you tell the Justice in your information that he intended to rob you?

Dale. No, I did not.

Q. Did you know him before?

Dale. No, I did not.

As there was no evidence of the prisoner's lying in wait he was acquitted, and to be proceeded against for an assault.

78. (M.) John Evans Taylor was indicted for marrying Bridget Bolton, widow, Joanna his former wife (late Joanna Williams, spinster) being living and in full life.

The first marriage was not proved. Acquitted.

79. (L.) Charles Wright was indicted for stealing a linen handkerchief, value 12 d. the property of George Witton, Nov. 17. †

George Witton. I am a leather-dresser; I was in St. Paul's Church-yard on the 17th of November, betwixt six and seven o'clock; coming from Cheap-side towards Ludgate-hill, the prisoner passed me; he came behind me near the Goose and Gridiron; I saw him take my handkerchief (a linen one) out of my right-hand pocket; he came between me and the wall; he immediately conveyed it under his coat and made off, upon which I pursued and seized him before he got a dozen yards from me; I told him he had picked my pocket; upon which he dropped my handkerchief from under his coat; I took hold of him and took the handkerchief up; he at first set his foot upon it; I took him to Mr. Willson's, a grocer in the church-yard, and sent for an officer, and he was taken to the Compter, and the next day committed to Newgate.

John Jackson. I am constable; (he produced the handkerchief, deposed to by prosecutor.)

Prisoner's defence.

I was going to Newgate-market to my mother; this gentleman came after me with the handkerchief in his hand, and took me by the shoulder; I thought it had been somebody that I knew; he said, you took my handkerchief out of my pocket; I took your handkerchief, said I, I know nothing of it; he sent for a constable, and I was sent to the Compter, and the next day he swore to the handkerchief, and upon that I was committed. Guilty. T.

80. (L.) John Winter was indicted for stealing a mare of a chestnut colour, value 12 l. the property of James Lynde, Nov. 28. †

Thomas Sharp. I keep the Bull at Broxbourn in Hertfordshire; I had the mare in keeping, the property of James Lynde; she was lost out of my fields between the 27th and 28th of last month; the same day she was in Smithfield; about a week after we heard the mare was found, and the boy at the bar taken in about a fortnight after.

Q. Did you know the prisoner?

Sharp. I never saw him before I saw him here at the bar.

Q. Where did you see the mare again?

Sharp. I saw her at Mr. Dowson's stable in the Tenter ground, by Moorfields.

Joseph Kingfley. I am servant to Mr. Sharp. On the 27th of November, betwixt six and seven in the evening, I fed the mare, and left her safe in the field, and the next morning I went to feed her and she was gone.

Aaron Cals. I bought the mare of the lad at the bar last Friday was three weeks, being the 28th of November; I gave 2 l. 18 s. 3 d. for her; I bought her at the Black Horse in Bartholomew-cloze; the prisoner is a very young lad; I knew him before; he lived with a dealer a year or two before; I sent her into the market again immediately; we were bid 4 l. for her; we would not take it. On the Saturday she was sold for 4 l. 10 s. and put up at the Griffin, in Long-lane, there she stood at livery; there were three of us concerned; we took the lad's name, and his master's name; he said he sold her for one Parrot; we paid the lad for her; we found her advertised on the Monday following, and on the Wednesday we examined her by the advertisement, and we went and gave an account of her to Mr. Dowson in Moorfields; when he came to see her, he said it was the same mare; she is there now; we paid the money back again, and delivered her up to the gentleman.

Jonas Jewel. I am a wool-stapler; the boy at the bar had this mare to dispose of, at the Black Horse in Bartholomew-cloze; I saw her there; I told Aaron Cais if he could buy her for a few guineas to buy her, but to be sure to get her tolled; she was bought there, but I was not present; after that I went to the other end of the town, and returned about four o'clock, and asked Mr. Cais if he had bought her; he said he had, for 21. 18 s. after that she was sold to one Atkinson; the last time I saw her was at the Golden Griffin in Long-lane.

Q. to Sharp. Is this the same mare they speak of that was taken from your field?

Sharp. She is the same; she is the property of James Lynde in Sife-lane.

Q. Describe her?

Sharp. She has one white heel, a star in her forehead, a very small blaze, a little rubbed on the off shoulder, of a lightish chestnut colour, and a switch tail; I saw her at Mr. Dowson's this day.

James Lynde. I saw the mare to-day, she is my property.

Prisoner's defence.

A man met me on the road; I was going to have my head dressed, (I have a scald head) I was to give a woman half a guinea to cure it; she lives at Stevenage, about a mile from Welling; there was a man asked me if I was come from London; he said, if I would go to London and sell this mare, he would meet me at Hatfield, but did not mention the house, but he would meet me on the Saturday or Sunday; so I took the mare and sold her, and he met me at Hatfield town end on the Sunday; then we went to the Two Wrestlers and had some beef-steaks. Guilty. Death. Recommended.

81. *Susanna Clayton*, spinster, was indicted for stealing a linen apron, a gauze handkerchief, a pair of stockings, a pair of leather shoes, a guinea, two quarter guineas, and 15 s. in money numbered, the property of James Davis, Oct. 6. ‡

J. Davis. I keep a public-house on Addle-hill; the prisoner lived servant with me 5 weeks; she ran away about the beginning of Oct. after she was gone we missed some things; about the 5th of November she came into the neighbourhood, and sent a woman from a public-house to me; she cried, and said, do you know what you have lost; she said she went into the two pair of stairs room, and

took a key that opens my mother's drawers and my drawers, and she took out two crown pieces, two half crowns, and 2s. 6d. in money, out of one drawer, and a guinea and two quarter guineas out of another drawer, and a cheque apron; she was desirous to be taken up, and said she had been set on by three people; they were taken up, and nothing appeared against them; they were discharged.

Q. How old is the prisoner?

Davis. She is about twenty years of age.

Q. Did you promise her any favour on condition of her confessing this?

Davis. No, I did not; I did not desire to see her; I was in hopes I should not have seen her, or heard of her more.

Thomas White. I went with the prosecutor on the 7th of October; when the prisoner was before the Alderman, I heard her confess she went to his drawers, and could have taken an hundred pounds, and that she took a guinea from one drawer, and the other money from the other.

Prisoner's defence.

I own I have been in a fault; my master said if I would confess, he would not hurt a hair of my head.

For the prisoner.

Mr. Southgate. I am a painter, and live in White-hart-yard, Drury-lane; I have so good an opinion of the prisoner, I will take her into my service if the court will shew her favour. Guilty. B.

82. (M.) *Barry Skye* was indicted for stealing three linen socks, value 18 d. a linen handkerchief, value 2 s. a pair of silk hose, value 1 s. two pair of cotton hose, a pair of thread hose, and a pair of metal buckles, the property of Charles Dark, Esq; ‡ Acquitted.

83. *Richard Evans* was indicted for wilful and corrupt perjury.

No evidence produced. Acquitted.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 6.

Samuel Orton, John Winter, William Thornhill, William Johnson, William Walker, and William Collins.

Trans-

Transportation for 7 years, 32.

Edward Adams, Thomas Bradley, Timothy McNamee, Patrick Carrol, John Miller, John Olive, Charles Wright, Daniel Coleman, George Atkins, Thomas Atkins, Robert Downing, Anne Crispin, Margaret Carney, Elizabeth Branch, Catharine Gray, William Sutton, George Hindes, John Dyer, Patrick Farrel, George Wallace, John Gaddbury, Anne Castle, Eleanor Fox, Mary Faulkner, Mary Mitton, Isabella How, James Witton, Henry Webley, James Menden, otherwise Wenden, Peter Egerton, William Taylor, and Edward Gorman.

Branded, 3.

Thomas Sutton, Susanna Clayton, and David Atchinson.

Whipped, 2.

Thomas Townsend and James Tanner; the last 100 yards near Tower-wharf.

John Clark and James Felton, capitally convicted in October Sessions, were executed on Wednesday November 26.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor.

GOD save the KING.

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C I T Y of L O N D O N ;

And also the
G O A L D E L I V E R Y
F O R T H E
C O U N T Y of M I D D L E S E X,

H E L D A T
J U S T I C E - H A L L in the O L D - B A I L E Y,
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In the Seventh Year of His M A J E S T Y ' s R e i g n.

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THE WHOLE
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Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of *London*; the Hon. Sir THOMAS PARKER, Knt. Lord Chief Baron of his Majesty's Court of Exchequer *; the Hon. Sir HENRY GOULD, Knt. one of the Justices of his Majesty's Court of Common Pleas †; the Hon. Sir THOMAS ASTON, Knt. one of his Majesty's Justices of the Court of King's Bench †; JAMES EYRE, Esq; Recorder ‡; and others of his Majesty's Justices of *Oyer and Terminer* of the said City and County.

LONDON JURY.

Jeremiah Percy,	Whiston Whaley,
Jeremiah Wheat,	George Blakesley,
Joseph Bridges,	Philip Dobbins,
John Payne,	James Hayes,
Thomas Whiston,	Thomas Bennison,
Valentine Knight,	William Palmer.

MIDDLESEX JURY.

James White,	Thomas Taylor,
Henry Atkins, *	Nathaniel Morgan,
Silver Crispin,	William Wilkinson,
John Smithers,	Robert Gowland,
Thomas Lovet,	Wm. Halfepenny,
John Tucker,	Richard Wall.

* *Thomas Robinson served part of the time, in the room of Henry Atkins.*

84. (M.) **J**ames Johnson was indicted for stealing a cloth coat, a cloth waistcoat, and a gold hat-band, the property of Wm. Hancock,

January 6. †

William Hancock. I lived in Purpool-lane, being out of place at the time I lost these things; I missed the things mentioned last Friday; I was out when they were taken; I saw them again at Sir John Fielding's; the prisoner was there, and the cloaths; (*the coat and waistcoat produced in court and deposed to.*)

James Thoy. I live in High Holbourn; I keep a sale-shop. The prisoner came to me on the 9th of January, about twelve or one o'clock, with another old cloaths-man; the old cloaths-man said he has got a coat and waistcoat to sell, but he

thought he asked too much for them; the prisoner shewed me them; he asked 18 s. for them; I bid him 14 s. he and I agreed: after that I had a message from Sir John Fielding; I went there; there was the prisoner; I took the coat and waistcoat with me; the prosecutor swore to them.

Q. to prosecutor. Where were your cloaths taken from?

Prosecutor. They were in a box up two pair of stairs in an alehouse.

Q. Did the prisoner use that alehouse?

Prosecutor. I never saw him there; I had no key to it; the people used to lock the door.

Prisoner. I have nothing to say for myself; I own I am guilty of the fact. Guilty. T.

There were two other indictments against him.

N. B. The characters * † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

85. (M.) William Taylor was indicted for stealing a cloth waistcoat and breeches, value 3l. one linen waistcoat, four silver tea-spoons, value 4s. a silver table-spoon, value 6s. and a silver square, value 6s. the property of Jacob Pollock, January 12. †

Jacob Pollock. I missed the things mentioned last Sunday in the evening; the prisoner was my journeyman; I am a barber and peruke-maker; I had been out about ten minutes, and when I returned I found my shop door locked; I went round to the back door; I could not make my servant hear; I got into my shed, and into the room, and found my drawers open, and the things mentioned gone; I went and acquainted one of Sir John Fielding's people with my loss. The next morning Samuel Franklin came to me with a letter in his hand, which was found in one of my waistcoat pockets; it had been directed to me: he asked me if I had been robbed; I found he had taken the prisoner, with the things mentioned in the indictment upon him; I went with Mr. Franklin to the Round-house, there was the prisoner; he was asked to give an account of the things; he seeing me, fell on his knees and begged my pardon, and said if I would forgive him, he would serve me seven years for nothing, and he was sorry for what he had done: we took him before Sir John Fielding, and he was committed; (the things produced in court and deposed to by the prosecutor.)

Samuel Franklin. I am a constable in the parish of St. Paul's, Covent-garden. About two in the morning, last Monday, the prisoner was brought to me by the watchman, to give an account how he came by these things; they were brought with him; he said he got the cloaths by paying so much a week into a club for them; he said he bought the spoons of a Jew; he said the square was a brass one; he dropped a letter directed to Mr. Pollock, by which means I went to Mr. Pollock; then he owned he had robbed his master of these things, and he came with me to the prisoner; I heard the prisoner say to his master, if he would forgive him, he would serve him seven years for nothing.

The prisoner said nothing in his defence. Guilty. T.

86. (M.) Samuel Knock was indicted for stealing a plough, value 5s. a long plane, value 2s. a pannel plane, value 18d. a stock, two smoothing planes, one pannel saw, one mortise chisel, three bead planes, two oval planes, and one

chisel, the property of Robert Higgs, December 15. †

Robert Higgs. I am a carpenter and joiner, I live at Putney; I missed the things mentioned in the indictment, a month ago yesterday morning; the prisoner worked journeyman where I did, with Mr. Grantham; the prisoner discharged himself, and when going out of the shop, said he never would buy any tools; John Elsbey stopped the prisoner with some tools on his back, by which means we came at the knowledge of the rest; (produced in court and deposed to.)

Hannah Jack. I am a pawnbroker in White-chapel; I believe the prisoner was the man that pledged this chisel, here produced, with me, on the 18th of December last; I lent him 2s. upon that and a saw; he brought them in the name of John Knock.

Prosecutor. The saw is the property of another person that is here; the chisel is mine.

Benjamin Fryer. I am a pawnbroker in Little Pultney-street; this plough, long plane, stock, and divers other of these things, the prisoner pledged to me, on the 24th of December; I lent him 9s. on them; he said he had had a fall off a scaffold and hurt himself, and could not work: he said his name was Richard Henley.

Daniel Peacock. I am a pawnbroker; I took in this pannel saw of a person who said his name was William Knock; he said he was just come out of the infirmary; I cannot take upon me to say the prisoner is the man.

William Priestbird. I live in Princes-street, St. James's; I took in seven planes on the 18th of December, of a man, but am not certain it was the prisoner.

David Hartley. I am the officer that had the tools in custody; the prisoner confessed where these tools were pledged, and I went to the pawnbrokers and found them; the first parcel he said were pawned for 9s. and he mentioned how he took them.

Prisoner's defence.

They told me if I would tell where the tools were they would let me go.

The prosecutor being asked, acknowledged they did make him the promise he mentioned. Acquitted.

There were three other indictments against him for stealing tools, the property of his fellow workmen, but they were found also in consequence of those promises.

Note; It is hoped this will warn prosecutors not to draw out confessions with promises of favour.

87. (M.)

87. (M.) Thomas Jones was indicted for stealing a silver watch, value 3 l. and twenty pounds in money, the property of Elizabeth Yates, widow, October 30, 1765. †

Elizabeth Yates. I am a milk-woman, and live in Rider's-court; I lost the money and watch mentioned in the indictment on the 30th of October, 1765; the prisoner had been at my house, having been ill, being a distant relation; he absconded from that time; I met with him at a puppet-show on the 16th of last month; I got a constable, and carried him before Justice Welch; there I charged him; he confessed he took them, and that the watch was at Chatham, where I found it.

Q. What did you say to him in order to this confession?

E. Yates. I told him I would be as favourable as possible.

Q. Could you have come at the knowledge of the things if he had not made this confession?

E. Yates. No, I could not. Acquitted.

88. Margaret Walton was indicted for stealing a pair of laced ruffles, three yards of muslin, ten yards of cloth, one silk handkerchief, two linen handkerchiefs, five pair of stockings, and ten yards of silk ribbon, the property of Eliz. Neal.

To which she pleaded guilty. T.

89. John William Lewis was indicted for stealing one Bristol stone hat-buckle set in silver, value 2 s. two gold rings, value 10 s. one cloth surtout coat, value 3 s. one silk waistcoat, value 12 d. one camblet waistcoat, two pair of cloth breeches, six silver tea-spoons, two silk handkerchiefs, three pair of hose, one pair of silver shoe-buckles, three linen shirts, one linen table-cloth, and 30 s. in money numbered, the property of William Ross.

To which he pleaded guilty. T.

90, 91. (L.) William Kingsland and John Freeman were indicted for stealing three tons weight of stones for paving, value 34 s. the property of the Mayor and Commonalty of the city of London, Dec. 19. †

J. Norton. On the 18th and 19th of December the two prisoners were loading stones at the time I was at Fleet-ditch, for Mr. Hedderly, but where they carried them to I do not know; I saw them load the cart each day.

Thomas Perkins. On the 18th and 19th of December, I sent for stones to be brought from Fleet-ditch, but did not receive any: I am an officer

under the commissioners for paving the city; one cart load was to have been brought to Poor Jury lane, the other to Leadenhall-street; then I was informed the prisoners who drove the cart, had sold some to one Gregory; I took up Kingsland; he confessed he stole two cart loads, one in the dusk of the evening, on the Thursday, the other on the Friday, and had sold them to Gregory; that he was to have had 11 s. a load, but that he received but 7 s. 6d. for the first load, and the other 9 s. 6d. he said Gregory and another man came to him, and Gregory told him he might get stones from the heap at Fleet-ditch, for there was nobody to take any notice of them, and he would give him ready money for them. I took up Freeman; he confessed likewise that he was with Kingsland when he stole the stones, and received 4 s. 6d. of the money.

Samuel May. William Kingsland was my servant. On Thursday morning the 18th of December, I sent him with a load of gravel to Leadenhall-street for Mr. Gray, paviour to the commissioners; then I ordered him to go for more stones to carry to Leadenhall-street; and on the Friday I sent him with some gravel to Long-lane Smithfield, after which he was to have gone with a load of stones to Leadenhall-street, but he did not; afterwards I found he had been deficient in his days work; I charged him with it, and he fell a crying, and confessed he had carried two loads of stones to Gregory in Spitalfields; that he had 7 s. 6d. for them on the Thursday, and 9 s. 6d. for them on the Friday: I took him before Mr. Alderman Cokayne; there he confessed the same; the Alderman granted a warrant to take Gregory up.

Thomas Lucy. I employed Gregory and David Wright to pave before my door; I was to give them five guineas; they were to find stones and gravel; the two prisoners brought them two loads of stones; I knew not where they brought them from; they were brought on the 18th and 19th of December; Gregory and Wright borrowed the money of me to pay for them, 11 s. each day.

Geo. Wyat. I am surveyor to the commissioners all the pebbles that were taken up in Fleet-ditch were deposited on the waste ground on Fleet-ditch from whence they were carted occasionally to other parts of the city as they were wanted.

Q. Whose property are they?

Wyat. They are the property of the Mayor and Commonalty of the city of London; the ground belongs to the city.

Kingland's defence.

I was going down Brick-lane; Gregory and Wright halloed to me to stop; I did; they asked me to drink; they asked me where I was going; I told them, and for what; they asked me, who looked after the stones in Fleet-ditch; I said I did not know; they said no body takes any account of them; they would pay me, if I would bring them some; so I brought them some, and they paid me.

Freeman's defence.

I went with Kingland, but I was innocent of the affair; after he took the money, he gave me 4 s. 6d. of it. Both guilty. B.

92. (M.) James Gregory was indicted for receiving the said stones, well knowing them to have been stolen, Dec. 19. ||

Kingland having received his punishment, by being branded, was admitted an evidence. The record of his conviction was read.

William Kingland. I loaded ^{two} ^{per} on the Thursday, and the other on ^{Friday} ^{at} ^{Brown's} and carried them to Gregory and ^{Wright} ^{at} ^{Spitalfields} ^{work} there.

Q. Which of them agreed you for the stones?

Kingland. Wright did; they were both together.

Q. What did Gregory say?

Kingland. He said, he believed they were not honestly come by, no, do not; then he said, you may agree amongst yourselves, and went away to his work; the landlord lent them the money to pay us. Gregory was in the house when we were paid; we received 7 s. 6d. for one load; and 9 s. 6d. for the other.

Q. Did Gregory pay you any money?

Kingland. No, he did not.

Thomas Lucy gave the same evidence as on the former trial.

Samuel May, the same as before, with this addition, that Gregory acknowledged he had the stones of the boy *Kingland*, and gave him 7 s. 6d. for the first load, and 9 s. 6d. for the other, and that *Wright* was only a labourer and not a partner, and he did not think they were partners.

Thomas Perkins. On the 20th of December, Gregory was taken up; he was frightened a good deal, and told me, I should have my stones back again; he said it was very hard he should be sent a flogging for 18 d. I understood by that, he meant to be transported; he owned he and *Wright* bought them of *Kingland*; he desired *Mr. Lucy*

to deliver the stones back; he was desirous to make it up.

Q. Did he say he knew the stones were honestly come by?

Perkins. No, he did not.

Prisoner's defence.

I knew nothing of their being stolen.

To his character.

James Burton. I am a housekeeper in Shore-ditch; I have known the prisoner ten years; he was always counted a very honest man.

Richard Humphreys. I have known him six or seven years; he is a hard-working honest man.

Benjamin Barker. I knew him ever since he was an apprentice; I never heard any ill of him.

John Thwack. I have known him about seven years, he has a general good character.

Joseph Webster. I have known him seven years; he has a good character.

Mr. Nightingale. I have known him between thirteen and fourteen years; he is a hard-working man of good character.

Mr. Case. I have known him thirteen years; he has a very good character.

Mr. Nolder. I have known him four years; he appeared always to me to be a very honest man.

John Curle. I have known him betwixt four and five years; I look upon him to be a very honest man. Acquitted.

93. (M.) *William Collinson* was indicted for forging a certain inland bill of exchange, purporting to have been drawn by *John Dun*, directed to *Sir Joseph Hankey*, banker, requiring him to pay 16l. &c. with a forged acceptance on it, to this purport:

" Sir,

" Please to pay to *William Collinson*, or his order, 16l. fourteen days after date, and place it to the account of your humble servant,

" *John Dun*.

" October 14, 1765. Accepted, *Hankey* and Company."

and for uttering it, knowing it to be forged, with intention to defraud *Abraham Allen*; and also with intention to defraud *Sir Joseph Hankey* and Company, Nov. 4, 1765. †

Abraham Allen. I live in Broad St. Giles's, at the Black Dog, a public house. The prisoner came to my house on the 4th of November was twelve months; he said he was just come from Yorkshire, and was recommended to my house to lodge and board while in town.

R

Q. Did

Q. Did you know the prisoner before?

Allen. I never saw him before to my knowledge; he told me, somebody (I think an uncle) in Yorkshire, had died and left him a great deal of money, and he was come up to administer; and he could not administer without his sister, and she lived at Reading; he said he was short of money, and shewed me a note, and said, if he could get two guineas upon that, it would be sufficient to fetch his sister up; I looked at it, and saw it was directed to Sir Joseph Hankey; I lent him two guineas, and he indorsed the note to me.

Q. Did you see him write his name upon it?

Allen. I did; he said there was a returned post-chaise to go out from such a place, and he had an opportunity of going in it: he came to me on the Monday, and said he should be back again from Reading on the Wednesday night; he did not return; I sent the note to Sir Joseph Hankey, to know if it was a good one, and he stopped it.

Q. When did you send it?

Allen. I think it was due on the Saturday, and I sent it the Tuesday after.

Q. When was the prisoner apprehended?

Allen. He was taken about ten months after, upon another forged note (*the note produced.*) I am very sure this is the very same note that I received of the prisoner.

It is delivered in, and read to this purport:

" Sir,

" Please to pay to William Collinson, or his order, 16*l.* fourteen days after date, and place it to the account of

" Your humble servant,

Howden, Yorkshire,

Oct. 24, 1765.

Accepted, Hankey and Co.

Indorsed, William Collinson.

" John Dun."

Q. Did you take particular notice of the prisoner's hand-writing?

Allen. I did when he indorsed it.

Q. How was he dressed?

Allen. He had boots on, and a little jockey hat.

Q. Who did he say recommended him?

Allen. He mentioned some name, but I do not remember it.

Q. Are you from that country?

Allen. I came from about eight miles off the place he said he came from.

Jane Allen. I am niece to Mr. Allen; I live at his house; I saw the prisoner twice that morning, before he had the money; he came first about seven o'clock, and asked if Mr. Allen was up; he waited, I believe, above an hour; I talked to him a good deal.

Q. How was he dressed?

J. Allen. He had such a coat on as he has now, and a little round hat, and boots on.

Q. Are you sure the prisoner is the same person?

J. Allen. I have no doubt about his being the man. He went out, and came in again, and said he should be glad to see Mr. Allen; this was in about half an hour after he went out, or a little better; I heard him ask my uncle to lend him two guineas upon the note.

Q. Did you see the note?

J. Allen. I saw a piece of paper in his hand, and saw him give it to my uncle, and saw my uncle give him the two guineas; I also saw him take the note, but I cannot say I saw him write.

Q. Did he stay with your uncle?

J. Allen. He staid with my uncle pretty near an hour, and saw him that day three times in all.

Q. Do you select the conversation your uncle and you had with him?

J. Allen. I remember he said he was a butcher, and he was come to administer to a will, but could not do it till his sister from Reading came up.

David Oromd. I am clerk to Sir Joseph Hankey and Co. (*he takes the note in his hand*) there are five partners with Sir Joseph; this is not Sir Joseph's hand-writing (I mean the acceptance) nor none of any of the clerks; this was brought to see if it was a good one, but I do not recollect the time now.

Q. Where has it been since?

Oromd. I apprehend it was kept at our office, till we could find out the person who offered it.

Q. Have you such a person as John Dun that keeps cash at your house?

Oromd. No, we have not; I never saw such an acceptance as this in my life.

Q. to Allen. Where is the person that carried the note to Sir Joseph Hankey's?

Allen. He is not here.

Prisoner's defence.

I know nothing at all about it; I never could write in my life; I have been a housekeeper seven years

years in Long-acre, and once lived with my lord Talbot, in Lincoln's-inn-fields.

Guilty of publishing the acceptance, knowing it to have been forged. Death.

94. (M.) Samuel Ball was indicted for that he, on the king's highway, on Mary, wife of Peter Orris, did make an assault, putting her in corporal fear and danger of her life, and violently taking from her person one linen pocket, value 2 d. and 6 s. 3 d. in money numbered, the property of the said Peter, December 26. ||

Mary Orris. The day after new Christmas-day, at night, I was out, between ten and eleven, at Old Brentford; I went into the Castle, for a pint of beer; I met the prisoner; he asked me to drink.

Q. Was that the first time you ever saw him?

M. Orris. I had seen him go into his own house, opposite where I lodge, but I had never spoke to him before.

Q. How long have you lodged there?

M. Orris. From a fortnight after Michaelmas.

Q. How long has he lodged in his apartment?

M. Orris. I do not know; he asked me to drink, and I asked him to drink out of mine; after I went out to go home, one Thomas Onley asked me the question to lie with me; Ball was with him; Inot being agreeable, they used me very ill, and beat me; the other fellow used me a great deal worse than the prisoner; they pulled me and dragged me about; the prisoner got my pocket; there was in it 6 s. 3 d.

Q. Did he get your pocket by pulling you about, or did he pull particularly at your pocket?

M. Orris. By pulling me about.

Q. Was it light or dark?

M. Orris. It was moon-lightish; the other fellow took away my cardinal, and they would have stripped me.

Q. How far was this from where you had been drinking?

M. Orris. About a couple of stones cast; they dragged me in all manner of nastiness.

Q. Did you consider this as using you thus to make you go with them, or to take your money from you on the highway?

M. Orris. I thought they wanted me to go with them; I went home and told my husband; he went to the prisoner the next morning. I was by; he asked him if he knew any thing of that woman (meaning me;) he said no, he did not.

Q. Did you ever see any thing of your pocket or money again?

M. Orris. No, I never did, nor cardinal nei-

ther; we took the prisoner before Justice Wegg; he asked the prisoner what he had done with my pocket and money; he said he had spent the money over night and in the morning; the Justice said to him, he could not have spent it all in that time; the prisoner said he had 7½ d. left; I asked him what he had done with my pocket; he said they had thrown that away; when they heard the watch they ran away.

Peter Orris. I am husband to the woman: I went to the prisoner the next morning, about seven o'clock, and asked him whether he knew that woman or not; he said no; I said, Do you know who you used ill cross the road there? He said no, he used no body ill; I said, You have used my wife very ill, she has got several bruises about her body; I asked him whether he was willing to deliver the money and cardinal up; he said he knew nothing about them; my wife went and got a warrant and constable, and took him up.

Q. How long was this after the robbery, as she calls it?

Orris. This may be near three days after.

Q. How long has the prisoner lived near you?

Orris. He lived opposite the house I do all his life-time, I believe.

Q. Is he a married man?

Orris. No, he is not.

Q. What time did your wife come home that night?

Orris. I was very bad with a fever, and cannot tell.

Q. When did she first complain of this to you?

Orris. When I opened the door to let her in.

Q. What business does your wife follow?

Orris. Any thing that she can get to do.

Q. Was she sober that night?

Orris. I can't say she was quite sober; she went up stairs as well as ever she did in her life.

Q. What was your wife's stock in her pocket that day?

Orris. I can't tell; what I got I always gave her; I work at labouring work for a shilling or 14 d. a day.

Q. What business does your wife do?

Orris. She goes a haymaking, and has been obliged to ask charity since I have been ill.

Q. How long have you been married?

Orris. I have been married three years and about twelve or thirteen weeks.

Q. Where had she been that day?

Orris. She had been out to ask charity.

Q. Had you given her any money that day?

Orris. No, I had not been able.

Q. How long had you been ill?

Orris.

Orris. Fifteen weeks; she had been over at Richmond, at gentlemen's houses, and to see an acquaintance.

Q. to Mary Orris. What had you been at Richmond for that day?

M. Orris. I had been there to ask charity for a bit of victuals; I got some halfpence of a gardener, one Whitehouse that I knew there.

Q. What money had you got?

M. Orris. I had four silver six-pences, and 2s. wrapped in a bit of rag.

Prisoner's defence.

I am not guilty; I know nothing of this.

For the prisoner.

Jonathan Nevett. The prisoner lived servant with me a year and a half or upwards; he behaved very sober and very honest; I never heard to the contrary of him in my life; I live in Old Brentford, just where this pretended robbery was; as to the woman I know little of her, but her general character in the neighbourhood is very bad, I never heard a worse; it is said she is not married to this man.

Stanhope Hillier. I have known the prisoner ever since he has been able to earn a shilling; I have employed him; he is an honest labouring man; I never heard a bad character of him. Acquitted.

95. (M.) *Thomas Bourke*, otherwise *Carre*, was indicted for stealing three cloth coats, value 3l. one cloth waistcoat, value 10s. two cloth coats laced with gold, value 10l. two silk waistcoats laced with gold, value 5l. three pair of cloth breeches, one silver-hilted sword, one silk belt, three pistols, and four linen shirts, the property of *Timothy Carre*, Esq; Jan. 1. †

Richard Haselby. I am servant to colonel *Carre*. On the 16th of October the prisoner came into his service; he ran away upon New-year's-day in the morning; the things mentioned in the indictment were missing; he was secured by a butcher in Carnaby-market on the Monday following; I went with his wife and the constable to his lodgings, near Swallow-street; there we found two shirts, two coats, and a pistol, the property of the colonel.

Edward Lydard. I am a constable. On the 4th of this instant, about six in the afternoon, I heard the noise of a mob of people coming by my door; I looked out and saw a pistol in a man's hand; I asked what was the matter; they said they had taken a highwayman; I took him to Justice Wright's; he examined him; he asked

him what his name was; he said, *Thomas Bourke*; the Justice asked him who he lived with; he said with one 'Squire Bourke, an Irishman; the Justice asked him if he was any relation, and how long he had lived with him; he said he was related, and had lived with him ever since he was five years old, and had never been in England before; that he came from Ireland to Bath, and from thence to Ware, then to London, and had not been in London above eight or ten days, he was booted and spurred; the Justice asked him what he did with boots and spurs on; he said he had rode his master's horse from Ware; I searched him, and found a handkerchief in one of his coat pockets, and a key of a room in the other, and in his left-hand waistcoat pocket a shilling; I gave him the handkerchief and shilling again, and asked him what key that was; he said it was the key of his master's clothes chest: he was committed to the Gatehouse; his wife went there; I went with her to his apartment and found some shirts and a loaded pistol; at first he said he had no friends in London; he had this laced waistcoat on his back; (*produced in court, deposed to as the colonel's property by Haselby.*)

John Collier. I am a pawnbroker in St. James's; the prisoner pawned a laced coat, waistcoat, and breeches with me, at three different times; (*produced and deposed to by Haselby.*)

John Riley. I am a pawnbroker; the prisoner pawned this silver-hilted sword with me; and this coat I stopped when he came to offer it; (*produced and deposed to by Haselby.*)

Prisoner's defence.

At the time I took these things I wanted a little money; I thought to get them again as soon as my wages raised to the money. Guilty. T.

96, 97. (M.) *Elizabeth Merchant* and *Anne White*, spinster, were indicted for stealing one guinea, twelve half guineas, and 30s. in money numbered, the money of *Charles Letterman*, in the dwelling-house of the said *Charles*, Dec. 27. †

Anne Letterman. My husband is named *Charles*; we keep a public-house in Red-lion-street, White-chapel, the sign of the White-lion: last Saturday fortnight the two prisoners came into our house between nine and ten at night; I stood talking to them about two or three minutes; I gave a person change for a shilling out of a red barrel box, called a Christmas-box, and presently I went out; going cross the way to a butcher's, I put my hand in my pocket and missed my box.

2. When

Q. When you stood talking to the prisoners, how near to them was you ?

A. Letterman. I stood close to them ; I ran back and asked the maid in the kitchen if she had seen my box ; she said, no, then I said, I am ruined ; at my coming in White ran out of the house ; the maid came out into the tap-room ; the prisoners had called for a pint of brandy hot, but Merchant went out and left the liquor ; there was 9l. within about a shilling in the box ; I advertised it.

Q. What sort of money was it ?

A. Letterman. There were twelve half guineas, one whole guinea, and about 30s. in silver, in such a box as mentioned in the indictment ; among the silver there were two half crowns, and half a six-pence. On the Tuesday following Elizabeth Haines came to my house, and said she heard I had had a great loss ; she produced the half six-pence ; I said that was what I had lost with my money ; she told me she had it of the two prisoners ; then they were taken up ; these are the rags they had on when they were at my house, (produced in a handkerchief) but they were dressed out when taken up.

Q. Had they used to use your house ?

A. Letterman. I never saw them there before to my knowledge ; Merchant proffered to give me a note to pay 5s. a week for the money, rather than to part with her new clothes, but at last said she would not, she should stand the chance.

Anne Mills. I am servant to Mrs. Letterman ; the Saturday night this happened, my mistress went to go to the butcher's ; I was called out of the kitchen into the tap-room ; my master was in a box by himself ; the two prisoners were by the fire ; they desired me to make a pint of brandy hot ; I put a pint of twopenny on the fire, and broke an egg and put it to the sugar ; they wanted change for a shilling ; I gave them 5d. in change ; they drank once apiece ; my mistress came in ; White immediately went out ; my mistress said she had lost her box, with about 9l. in it ; she ordered me to light a candle and look about ; then Merchant got up and walked out, and left about half the brandy hot behind them. On the Tuesday morning Mr. Brebrook brought the prisoners, and asked me if I should know the people that we suspected ; I looked at them and said they were the people, though they were in different clothes, I picked them out from four other young women that were with them, all strangers ; they were taken before the Justice ;

there Anne White said, Merchant desired her to pick my mistress's pocket of the box, and she owned she did accordingly.

Q. Was merchant present at the time ?

A. Mills. She was ; Merchant said she did not value it, they could not hang her. When they were in our tap-room, Merchant said she was very willing to pay my mistress a crown a week if she would let her have her clothes that she bought with some of the money ; they were kept at our house from eight till two ; and when going to go before the Justice, then she proffered to give us the clothes they had on.

A. Letterman. White would have delivered her clothes up with all her heart.

Elizabeth Haines. Last Saturday fortnight, between nine and ten, or thereabouts at night, the two prisoners came to my house ; I keep a woman's clothes shop in Rosemary-lane.

Q. How far is your house from Mrs. Letterman's ?

E. Haines. It is about half a mile distant ; the prisoners asked me if I sold gowns ; I said, yes ; I sold each a gown, a pair of stays, an upper petticoat, a shift, a pair of stockings, a hat, a pair of shoes, and aprons ; they had ragged clothes on, but they looked very smart about their heads ; I found they had been at a milliner's shop, and got each a new cap, and a new coloured silk handkerchief.

Q. What did they lay out with you ?

E. Haines. I think the things came to about 6l. 7s. 6d.

Q. What did you take them to be ?

E. Haines. I thought they were girls of the town ; such often come to clothe themselves at our shop ; I thought they had had a good spark.

Q. What sort of money did they pay you with ?

E. Haines. There were some half guineas, and one or two guineas ; they paid for the things separate as they bought them, two at a time. One of them had a Christmas-box, such a one as Mrs. Letterman has described ; the other took her money out of a housewife ; White had half a six-pence in her hand, which she dropped ; she said she took it just before and it would not go again ; she said she would fling it away ; I said, give it to me, it will go among old silver, so she gave it me ; this is it which Mrs. Letterman has sworn to. I hearing of this robbery let the prosecutrix know of the prisoners, and shewed her the half sixpence.

White's defence.

This young woman (meaning her fellow prisoner) and I were coming up Red-lion-street, we went into that house, and called for a pint of brandy hot; I could not stay, and going away by a stocking shop, I kicked a box before me with some money in it; this was in Red-lion-street.

Merchant's defence.

I had been drinking with two girls; when I went out of the house, I saw White find the box; I cried, halves. Both guilty of stealing, but not in the dwelling-house. T.

98. (L.) Mary Clute, spinster, was indicted for stealing five guineas, one half guinea, and one quarter guinea, the property of Edward Flower, November 18. †

Edward Flower. I live in the liberty of the Rolls; I work in mother of pearl, and keep five or six journeymen; I had been at the play with a female acquaintance on the 17th of November; after that was over, she, her sister, and another young man went to my house; we had a glass of punch, and a glass of wine, and something to eat to regale ourselves; then I went part of the way home with the two sisters; they lived separate, one at home with her friends, the other was in service; the young man went with the sister, and I with her. When we came to her mother's, she was in bed; we being loth to disturb her then, she was for going to her sister in the Minories; I went with her, and when near Bow-church, in Cheap-side, she persuaded me to return, saying, she could go very well by herself; I left her; this was about one o'clock in the morning of the 18th. As I was returning, the prisoner and another woman came out, either from the Old 'Change, or the next street to it, into Cheap-side. She came and got hold of my arm, and asked me if I would give her any thing; I said, what would you have me to give you; her reply was, to ~~me~~. I did not make an immediate reply, whether I would or not. She still followed me, and wanted to prevail upon me; when we came into St. Paul's Church-yard, she dragged me into a passage behind the Chapter-house; the other woman followed behind; she pulled me to her, and put her back against the wall, and took up her petticoats herself, and fell to unbuttoning my breeches, and bid me put my hands about her neck, which I did, and in half a minute she had completed her business; she had not only unbuttoned my breeches before, but

my pocket also on my left side, and taken my money, as I found afterwards; she presently pushed me from her, and said, there comes the watch; do you run that way, and I'll run this. I set out, and away ran she, and the other woman with her, into St. Paul's Church-yard. I stared about, but saw no watch; then I found my pocket was picked of five guineas, a half guinea, and a quarter of a guinea. I had tucked my watch-chain in, she did not meddle with that; then I pursued her into St. Paul's Church-yard; she took up the passage by the pastry-cook's into Pater-noster-row; there I met John Ward by accident; I begged his assistance, saying, these women had robbed me; we ran and caught them; we called the watch, and took them to the watch-house; they were both searched, we could not find the money.

Q. Are you sure you had it about you, when you was with the prisoner?

Flower. I am sure I had when I was in Cheap-side; the prisoner owned she had been with me, but had not robbed me.

John Ward. I was coming down St. Paul's Church-yard; I met two women running; I heard one say to the other, d--n you, run, run. Mr. Flower came up afterwards, and said, for God's sake, young man, lend me assistance, for I am robbed by these two women. I ran rather by them, and said, what have you done, you have robbed the man; they d--n'd me, and said they had robbed no man. Mr. Flower came up, and said, you have robbed me of my money; give me my money; they denied having any, but owned they had been with him behind the Chapter-house; we called the watch, and took them to the watch-house; they were searched, but no money found.

Robert Best. I was constable of the night; the prisoner and another woman were brought into the watch-house; the prosecutor desired I would send for somebody to search them; I called a woman, who searched them both, but found nothing; the prisoner owned she had been along with the prosecutor.

Prisoner's defence.

I was just come from Clare-market; I came down Fleet-street into St. Paul's Church-yard, turning down into Pater-noster-row; when I got down three parts of the street, that gentleman stopped me, and said, I had robbed a man; I said, Gentlemen, I never saw you before; they began to pull me about in a very rude manner; I said, if I have done any ill, charge the watch with me.

I never

I never was with the man at all; when I came to the watch-house, they gave charge of me for robbing him of five guineas; we were searched by a woman; and after that, he would have us searched by a man; he said he believed he could swear they must have it between them.

Q. to Prosecutor. Might you not lose your money out of your pocket in the situation you was in?

Flower. I went with a couple of watchmen to the place, but found no money there.

Q. Was you drunk or sober?

Flower. I was a little elevated in liquor. Acq.

99. (L.) William Guy was indicted for stealing a linen handkerchief, value 10d. the property of Benjamin Wardle, Dec. 22. 1

Benjamin Wardle. I am servant to Mr. Morgan in the Temple. On the 22d of the last month, about seven in the evening, I was coming along Cheapside towards St. Paul's Church-yard; my wife was with me. Between the Rose and St. Paul's Church-yard I felt my handkerchief draw out of my pocket; I immediately put my hand down, and missed my handkerchief, the prisoner was close by me; I saw him deliver it to another person; I took hold of the prisoner, and charged him with taking it; he denied it, and said I might search him; I said, I saw you deliver it to that man (pointing to the other man.) Immediately there was a great concourse of people; I took the prisoner in at the Rose; there was a man said he would bring the other in after me, but he did not.

Q. Did you see your handkerchief in the prisoner's hand?

Wardle. I saw him hold his hand out to the other man; I cannot say I saw the handkerchief.

Mr. Montague. I am constable; the prosecutor charged me with the prisoner; he was searched, but I found nothing upon him.

Prisoner's defence.

I had my handkerchief in my bosom; the man turned about, and said I had picked his pocket; the mob gathered about, some wanted to duck me; he insisted upon my going into that house; when I came in, there were two or three porters searched me, and turned my pockets inside out. I am as innocent as the child unborn. I am a carver by trade. Acquitted.

100. (L.) Peter Molney was indicted for stealing a bank note, value 30l. marked No. 428. dated 12th of November, the property of George Bryant, Esq; Dec. 19, 1766. 1

John Mason, Esq; I am partner with Mr. Bryant; I live at Greenwich, he lives at Deptford-bridge. On Tuesday the 18th of December, Nathaniel Biles, who is book-keeper to Mr. Bryant, came to my house, and told me, he was very apprehensive that Peter Molney, who was Mr. Bryant's footman, had got a note of his master's, and brought me the particulars of the date, and name to whom payable. On the morning of the 19th, I called upon Mr. James, who had had some transactions with Mr. Bryant, and told him our suspicion. Mr. James said, upon my describing the note, that was one of the notes which he had paid Mr. Bryant; the prisoner was asked, how he came by the note; he said, he found it on the Royal Exchange.

Nathaniel Biles. I am a book-keeper to Mess. Bryant and Mason. On Thursday evening the 18th of December, the housekeeper brought me a quarter of a sheet of paper into the counting-house, and in it a bank-note of 30l. No. 428. Nov. 12, 1766, payable to Samuel Roffy, Esq; and Co. signed Charles Iveson, entered S. Gore. I ordered her to lay the paper and note in it where she found it; the prisoner was then undressing his master, and putting him to bed. I went into the kitchen, where the paper lay upon the table; I observed on the top of the paper a promissory note for three guineas, payable to the prisoner, signed William Thompson. The prisoner came up to me; I asked him if that belonged to him; he said it did; I said, there is something in the paper, and opened it; there was the 30l. bank note; I asked him whether that note was his property; he said it was; I asked him over again; he said the same; then I asked him who he received it of; he told me, of one Mr. Singleton; I said if that was his note, I thought he had as great a right to it as any body, and put it into his hands again; I then went down to Greenwich to Mr. Mason, and informed him what had passed, and gave him the number and other remarks that I had made.

William James. On the 12th of November, I dined with Mr. Bryant at the King's Arms tavern; he had some money to pay after dinner; he took out a draft upon Mr. Hankey for 66l. 5s. and desired me to take it to his banker; I did, and received for it two 30l. notes and 6l. 5s. in money, which I gave Mr. Bryant; I sent for the banker's clerk, who described the particulars of the notes; one of them corresponded with that which the prisoner is indicted for.

James

James Bulbard. I am coachman to 'Squire Bryant; the prisoner was my fellow servant. One morning before the prisoner was taken up; he had my master's clothes to brush; I went into the room when he was brushing them; he was taking some papers out of my master's pocket; he told me, he was looking for the character that came from his late master; I saw in one of the papers were two bank notes; he shewed them to me; I said, they are certainly bank notes; he said, if they were, they were not filled up; he doubled them up again in the same manner they were before, and put them into master's pocket again. The prisoner took his clothes away without master giving him warning.

Richard Dorn. I am clerk to Mr. Roffy; Mr. James brought a draft for 66 l. 5 s. and I gave him in change for it two 30 l. notes, and the rest in money, on the 12th of November. The No. of one of the notes was 428, dated Nov. 12, 1766, payable to Samuel Roffy, Esq; and Co. (*he takes the note in question in his hand*) this is the note.

Prisoner's defence.

I went to fetch my master from 'Change, and I found this paper lying on the ground near him; I took it up, and put it in my pocket, and in the afternoon I had occasion to write a little bill; I sat down to do it by the kitchen-table; I left my book on the table, when I went up to get my master to bed; when I came down I was asked if it was mine; I said yes; after that, I was asked by Mr. Macon if I had a bank note of 30 l. and I delivered it to him. Guilty. T.

101. *Grissia Gardner*, spinster, was indicted for stealing three linen and worsted bed-curtains, value 7 s. two cotton window-curtains, value 4 s. one linen sheet, one woollen blanket, one copper teakettle, and one copper saucepan, the property of William Wright, in a certain lodging room, let by contract by the said William, to her the said prisoner, Dec. 20.

The indictment being laid wrong, she was acquitted.

102, 103. (M.) *Elizabeth*, otherwise Biddy, King was indicted for stealing a silk handkerchief, value 4 s. and a pair of silver shoe-buckles, value 20 s. the property of John Smith; and *Elizabeth Wall*, spinster, for receiving the same, well knowing them to have been stolen, Jan. 6. †

John Smith. On the 6th of this instant, I was going along by the May-pole, out of Ratcliff-highway; the two prisoners were together; they

asked me if I would go and drink something; I said I had no money about me, to get beer for myself; Biddy King said, if I would go along with them, and give them a pint of beer, I should go home with them, and be there all night; we went in at the White Swan, and called for a pint of beer, and after that another; then King said, it is time to go home, it is almost eleven o'clock. I said, I have no money to pay for the beer, or give to you; said she, I'll trust you till the next time you come this road.

Q. What countryman are you?

Smith. I am a North Briton, a sea-faring man; they carried me to their lodging in Black-horseyard; Wall did not go into the house; there was a woman with a child, and a candle burning; King said, there is the bed we are to lie on; I stripped directly, and lay down on the bed; after I was in bed, she came and leaned over my breast, and put the bed-cloaths up about me; the woman with the child took the candle, and went out of the room; then King got up from my breast, and walked out after her; I thought she was gone to leave me in the house by myself; I got up, and put on my cloaths, and found my buckles and handkerchief were gone.

Q. Where had you put them?

Smith. I had taken my buckles from my shoes, and put them into my pocket; they were silver; they cost me 30 s. but a little before; my handkerchief was a new one; it cost 5 s. I went up to the White Swan, and asked for them; they were not there; then I went to the watch-house, and the two prisoners were both together near it, and we took them in custody; then Biddy King wanted to put my handkerchief about my neck; I said I had no business with it; Elizabeth Wall desired the watchman to go along with her to her lodging, and said she would deliver the buckles; he went and brought them.

Wall. He gave Biddy King the buckles to keep till morning.

Q. to Prosecutor. Is that true?

Prosecutor. No, I gave her nothing.

Q. Was you sober?

Prosecutor. I was quite sober.

Robert Pierce. The prisoners were drinking at the White Swan next to the watch-house, in company with the prosecutor; after that, I was coming my rounds; I was told they had robbed him; they were soon taken, and brought into the watch-house; King desired Wall to deliver up the things; Wall took me and another watchman to her lodgings; she went up stairs, and brought the buckles

buckles down, and said Biddy King took them, and gave them to her.

Lucas Sibley. I am a watchman; the man at the White Swan came and said, Biddy King and Wall had robbed a young fellow of his silver buckles; they were soon taken after that: Wall said the man was in liquor, and he gave King the buckles to take care of them; I went along with her, and she delivered them; the prisoners would have given the man his buckles and handkerchief again, and he would not have them; (*produced and deposed to.*)

Q. from Wall. Did not the man say he was in liquor; and if we would give him his things, he would go home?

Sibley. He was quite sober; he did not say any such thing.

King's defence.

I was going for two candles; I met that man; he asked me if I was not on board such a ship; I said I never was on board a ship in my life; he said I looked like an old shipmate of his; we went in at the Wheelwrights-arms, and had a pint of beer; when we came out, there was Elizabeth Wall; he said if he had any more money, he would treat us: he went on from me; then he returned, and gave me a pair of silver sleeve-buttons to go and pawn; I went and pawned them for 6d. and gave it him; then we went in at the White Swan, and had three pints of beer; he had but three farthings left; he said, Will you lie with me all night? I said, Yes, if you will pay me. He said, If I have not money, I have money's worth; I went home with him: he said he would leave his buckles and handkerchief till he got money to pay the damages, and gave me a bit of a note to go down to Wapping, to his landlord, and said, take care of them till morning: this young woman (*meaning Wall*) was in the house, and another woman big with child: I said to Wall, will you take care of these buckles till morning; he was agreeable; just as I was going into bed, he said he was a dry; I put on one petticoat and my gown, without a pin in it, and went with his handkerchief, as he ordered me, for half a gallon of beer to the public-house; going to the public-house, before I got to the door, he was after me, and the watchman; the watchman said, Come here: I said, What do you want? The prosecutor said, You have taken my buckles and handkerchief; I said, If he does not like to stay, he may have them again: Wall went and got his buckles directly.

Wall's defence.

He left the buckles to go to bed with this young woman all night; I wished them a good night; she had a handkerchief tied round her head, going to bed; she bid me take the buckles; I said, You are more proper to take care of them; so she wrapped them up, and I put them into a drawer.

For the prisoners.

Margaret Creamer. I remember the young man coming into Biddy King's room with her, last Monday night was a week, between 8 and 9 o'clock; my husband and I had words in a public-house, so I came there, and I went there to save myself from blows; Wall came in with them: he said he had no money, he had only a pair of buttons; he sent them out to pawn; they had some beer and some gin: he after that took his buckles out of his shoes, and delivered them to King, and she delivered them to Bet Wall, to take care of till the next day; he took his handkerchief from his neck, and gave King it to put about her head, and keep her warm.

Q. to prosecutor. Did you take the buttons out of your sleeves to pawn for liquor?

Prosecutor. I did. Both Acquitted.

See Wall tried for the murder of Mr. Smith, a clerk at the Bank, N° 484, in Sir William Stephenson's Mayoralty. See her an evidence against Adams, N° 65, in Mr. Alderman Nelson's Mayoralty. To correct a mistake in N° 1, of last Sessions Paper, at the bottom of page 3, for the name of E. Wall, read, of E. Adams; and for the last word, read, tried.

104. (M.) Catharine Davis, spinster, was indicted for stealing a metal watch in a shagreen case, value 40s. four gold rings set with diamonds, value 4l. two silver pepper-boxes, five silver tea-spoons, a pair of Bristol stone shoe-buckles, a pair of Bristol stone buttons, a silver watch, 10 yards of silk, 30 yards of linen cloth, a diamond stay-hook, four silver medals, and an enameled gold ring, the property of Hannah Ward, widow, November 23. ||

Hannah Ward. I keep a clothes-shop in the Strand, I buy and sell divers sorts of goods; I have known the prisoner between five and six-and-thirty months; on the 24th of November, I missed the things mentioned in the indictment (*mentioning them*;) I found several drawers open, and had reason to believe it was done by somebody that knew my house: I had bills dispersed about from

Sir John Fielding's, to the pawnbrokers. On the 29th of December, I had word brought me of the stay-hook; I saw it on the 31st, at Mr. Humphreys's, in West-street, Seven-dials; I put on my spectacles in the dark, and knew it to be mine; he asked me if I knew a fresh-coloured girl, I think he said her name was Catherine Davis; I said, How did she get into my house? I suppose she must conceal herself over night; she had lived with me, but had been gone away fifteen months; I had given her a character to a gentleman at Greenwich.

William Humphreys. I live in West-street, Seven-dials; I am a pawnbroker; the prisoner brought this stay-hook to me, on the 29th of December last, and wanted to borrow five shillings upon it; I observing it to be of value, asked her if it was her own; she said it was, and it cost her fifteen shillings.

Q. What is the value of it?

Humphreys. It is worth 3 or 4l. I took her before Justice Welch; there she swore a gentleman gave it her, and sent for a gentleman to give her a character; upon which character he let her go; I kept the stay-hook, and advertised it: on the Wednesday after Mrs. Ward came, and said she had lost one; I told her it was at Justice Welch's; I first showed her one, to see what she would say; she said that was not her's: then I took her to Justice Welch's: she owned it as soon as it was produced. (*Produced in court.*)

H. Ward. This is my stay-hook, I gave 4l. 7s. for it, to a person at Berkhamstead.

Thomas Arthur. I live with Mrs. Bibby, a pawnbroker, in Bedford-street, Bedford-row; on Monday, the 24th of November, the prisoner, by the name of Mary Thompson, brought a silver watch and silver pepper-caster, upon which I lent her 1l. 12s. I asked her where she lived; she said in Baldwin's-gardens, and that they were her own; and, from the appearance she made, I had no cause to suspect her. (*Produced and deposed to.*)

Q. Had you no notices from Sir John Fielding about them?

Arthur. No, we had not.

H. Ward. I took the prisoner in a coach; she brought me to every place where she had pawned them; I described them, and the pawnbrokers produced them.

Arthur. When the prosecutrix, constable, and prisoner came and asked for the things, in the name of Mary Thompson, for thirty-two shillings, I ordered them to be brought down; then they told me they were stole; we went before Justice

Welch that evening; there the prosecutrix told me the prisoner had, unknown to them, concealed herself in her house, and so took the things.

The prisoner said nothing in her defence. Guilty. T.

105. (*M.*) *Thomas Cook* was indicted, for that he, being a servant to Mrs. Elizabeth Vaughan, spinster, without her consent did embezzle and convert to his own use, one silver waiter, value 40s. the property of her the said Elizabeth, delivered to him by his said mistress, safely to keep for her use, December 18. †

Elizabeth Terry. I am house-keeper to Mrs. Elizabeth Vaughan, a maiden lady, in Chandos-street; the prisoner was servant there, in the capacity of butler, about nine months; he went away the day before Christmas-day; he had the plate in his custody, the salver in question among the rest.

Q. How long have you lived with the lady?

E. Terry. I have been there twenty-one years; the waiter was missed the day he went away, on which day also he was taken in custody; I know the prisoner was very much concerned in liquor that evening; and he went the next morning to get it again, to put it in its place; we had company that evening; I went to fetch him from a public-house about ten o'clock, or a little before, to come home to light them down stairs; he was then very much in liquor.

Q. How long had he been missing out of your lady's house?

E. Terry. I cannot tell; he came home with me, but the company was gone; the next morning Mr. Robinson came, about ten or eleven o'clock; he had two keys in his hand, and asked me if I knew the key of the street-door and the key of the pantry; I said I really did not know: then he asked me if I missed a silver salver or waiter; I said I did not: he had taken the prisoner up before he came to our house: I did not see the waiter till before Justice Fielding.

Cross examination.

Q. How has the prisoner behaved the time he has lived with your lady?

E. Terry. He has behaved well; he kept his time very regular; we never had one that kept his time so regular as he did; we never had a servant that behaved better, nor so well as he, till this unfortunate affair.

Q. Have you ever heard of any plate being lost before?

E. Terry. No, I have not.

Q. How

Q. How was he employed that afternoon?

E. Terry. He waited at tea about seven o'clock; I know he was not missing long.

Q. Was he in liquor when waiting at tea?

E. Terry. I do not know that he was.

Q. How long did the tea last?

E. Terry. May be it lasted half an hour.

Q. Was he concealed when you went for him to the public-house?

E. Terry. No, he stood up, paying his reckoning.

John Robinson. I am a silversmith, and live in Bond-street; (he produced a large silver waiter, about twelve inches diameter) the prisoner at the bar brought this to my house about half an hour after seven o'clock that night, and offered it to sale.

E. Terry. This is my lady's waiter.

Q. Is the prisoner in livery?

E. Terry. He is, but sometimes he wears a frock.

Q. Was he in livery that night?

E. Terry. I cannot tell.

Robinson. I suspected it not to be the prisoner's own; I said I had not change, he must come in the morning, and I would pay him; I had not fixed any price; he said a lady, named Pickering, died in George-street, and she had left it him by will.

Q. Did he appear to be sober, or in liquor?

Robinson. I did not observe him to be in liquor; he might, as I did not know him before.

Q. Was he in a livery or in a frock?

Robinson. He was in a frock; after he was gone, I observed the waiter to be made by my master, when I was apprentice; here is my own mark upon it. The next morning I went to Mrs. Pickering's, and, upon enquiring, found there were no such things left the servants, they had all money left them; when I returned, the prisoner came; then I sent for a constable, and took him in custody; after which, he desired me to take the keys and carry them to his mistress's house, which I did.

Cross examination.

Q. How near do you live to Mrs. Vaughan's house?

Robinson. I live about 20 or 30 houses distant from it.

Q. to E. Terry. Did the prisoner ever live with Mrs. Pickering?

E. Terry. No, not as I know of.

Mr. Asphy. I am a constable; I knowing the prisoner, said, Thomas, if you have done any

thing amiss you had better acknowledge it now; he said, I did bring this piece of plate last night, and I am come for it now to carry it home again; I hear he was in liquor the night before; his character was universally good.

Q. to Robinson. Did the prisoner say he was come to carry it back again to his mistress?

Robinson. He did say he would carry it back again, but I thought proper to stop him.

Q. What is this salver worth?

Robinson. It is worth about 10l.

Prisoner's defence.

I was very much in liquor, and do not know nothing at all about it.

To his character.

William Russell. I lived with Dr. Parker, and knew the prisoner when he lived with the Bishop of Carlisle; every body that I heard speak of him, spoke of him as an honest good servant.

William Lloyd. I am a woollen-draper in Cornhill; I have known him ever since he lived with Mrs. Vaughan; he bore a very good character there; his mistress told me he behaved so well there, that she did think of getting a better place for him, thinking her place not good enough for him.

John Lun. I have known him between four and five years; I am a bricklayer, and live in Welbeck-street; the prisoner has a good character of that of an honest, well behaved young man.

William Drake. I live in Swallow-street; I have known him seven years and better; I lived servant where he did two years and a half, with the Bishop of Carlisle; after that he was translated to the see of London.

William Butterfield. I am my Lord Cholmondeley's butler; I have known the prisoner five years; he has an exceeding good character.

Richard Wilkins. I live in Vine-street, Covent-garden; I am a victualler; I have known him seven or eight months; he has an universal good character.

Susanna Jones. I live in Welbeck-street; I have known him between four and five years; he has a very good character; I have seen him frequently. Guilty. B.

106. James Keene was indicted for forging an inland bill of exchange, for the payment of 8l. 8s. with a forged acceptance to it, and publishing the same with intent to defraud Anne Goodwin, Dec. 13.

This

This appeared rather an order for the payment of money. Without going into the evidence, he was acquitted.

107. (M.) Anne Neptune, spinster, was indicted for stealing a linen shirt, value 3 s. the property of Abraham Burae; and one cotton gown and one linen shift, the property of Stephen Mercer, Jan. 7. ||

Catharine Burae. I live at Cow-crofts; my husband is named Abraham. I gave a shirt to Elizabeth Burae to wash on Twelfth-day; it was lost; I saw it since in the pawnbroker's hands.

Frank Rochford. I am a pawnbroker; I took this shirt in of a woman named Sarah Silk; she said it was her husband's; I lent her half a crown upon it; (produced in court.)

C. Burae. This is the shirt that was lost.

George Fisher. I am constable; I took the prisoner up, and the things were delivered to me at Justice Girdler's; that is all I know of it.

Elizabeth Burae. Catharine Burae delivered me this shirt to wash; it was washed, and taken away before it was ironed.

Q. Why do you charge the prisoner?

E. Burae. The prisoner is my sister-in-law; I took her in, she having no place to go to; she absconded; I suspected her, and found her three nights after, in Catharine-street in the Strand, in the night time. I took her before Justice Girdler; there she confessed she took it; I found the shift at Mr. Rochford's.

Rochford. I took the shift in of, I believe, the prisoner at the bar, but she came in the name of Mary Jones; (produced by the constable.)

Sarah Mercer. I gave Elizabeth Burae my gown and shift to wash.

Q. What is your husband's name?

S. Mercer. His name is Stephen Mercer; this is the shift here produced.

The prisoner said nothing in her defence. Guilty. T.

108. Thomas Hull was indicted for stealing five pair of cotton and worsted hose, value 15 s. nine pair of worsted hose, value 19 s. and one worsted piece for waistcoat and breeches, the property of John Day.

The prosecutor was called, and did not appear. Acquitted.

109. (M.) Thomas Rutter was indicted for stealing twelve brass ferrels for angling-rods, four cocoa-nut heads for canes, four brass screw fer-

rels, four bamboo canes, one walking-cane, and four metal heads, the property of William Emory, Dec. 19. 1

William Emory. I am a fishing-rod maker, and live in Holbourn; the prisoner worked two months with me as a journeyman; some time after he had been at work, I gave him a quantity of sheet-brass to make ferrels; I thought the brass would have made more ferrels than what he said it did. Some time after I gave him another quantity to make some more; I took particular notice of that, and cut them out at half a dozen at a time; it would have made at least sixteen dozen; when he had finished the brass, he told me it made but eleven dozen and a half; then I was fully convinced he had wronged me; I took no notice to him about it; he worked but about three days in a week. On Friday the 19th of December, I counted a drawer of nut heads, and a drawer of screw ferrels, and my apprentice counted them likewise; he carried them up into the work-shop, and I ordered him to call me down, which he did, in order to leave the prisoner alone; I staid below about an hour, and then went up into the work-shop; I had the drawers carried down; I counted them over again, and there was deficient four nut heads and eight screw ferrels; I contrived to keep him all day at work, that he might not go out to dinner; I told him, I had a job to do for a gentleman that must go out of town early, and if he would stay and do it, he should dine with me, and have some of my ale; I got a warrant to apprehend him, and another to search his lodging, and Mr. Morgan an officer there; when the prisoner came down stairs, I said I wanted to speak with him; I took him into the kitchen, and asked him what he had done with the nut heads and screw ferrels; at first he said he had none; I said I had marked them, and missed so many of them; then he was all in a tremble.

Q. How had you marked them?

Emory. I marked them with a black pencil on the inside: he then at separate times took out four heads and four ferrels from his pocket, and he took out a key of a door; I took that, and said, I supposed it was the key of his lodgings; he said he hoped I would go to his lodgings, and take the things of mine away, and not say any thing to his landlord; Mr. Morgan found in the lining of his coat four bamboo canes and a walking-cane; I took him before Justice Girdler, and he was committed the next morning; I went to his lodgings, and found a number of things, I believe

believe my property, which I have not laid in the indictment.

The things found produced in court, and what were laid in the indictment he deposed to as his property.

Wilson the apprentice confirmed the account he had given, as to marking the things, and their being found upon the prisoner.

Prisoner's defence.

The canes, heads, and ferrels, I brought with me that morning; I was a maffer in Lancashire, and brought these things up when I came to London.

He called to his character James Philipson, a shoe-maker, who had known him a dozen years; Mary Smith, at the Shepherd and Goat, Fleet-ditch, his countrywoman, at whose house he had lodged five weeks; and Esther Rawlinson, who had known him from a youth; who all gave him a good character. Guilty. T.

110, 111. (M.) Arthur Roan and Daniel Archer were indicted for stealing four pounds weight of cheese, value 18 d. and six pounds weight of hung beef, value 3 s. 6 d. the property of William Shemills, January 13. ||

William Shemills. I live in Princes-street, Leicester-fields; I keep a chandlers-shop: Roan came to offer some cheese to sell; I said I did not want any, and bid him go about his business; this was on Tuesday last; he went away, and in about an hour after, he and the other prisoner came together, they were both in their regimentals; they wanted to buy some herrings; they pulled and hauled things about, bought nothing, and went away; and after that they came a third time, that was about 10 at night; I was below; my wife called me up, and said they had taken away half a Gloucester cheese; I went and laid hold of Roan; the other was standing hallooing to him in an odd way; Roan had half a cheese under his coat; he dropped it, and ran away; I took it up, and went and laid hold of Archer, and took him to my shop; then he said he would go and take me to the other; I took him to a night-cellar in the May-market; standing there, he gave me the slip; after that I went over to a public-house, there I saw him sitting; I got a watchman to assist me, and took him to the Round-house; he had nothing upon him; I can only say he was at my shop with the other.

Mary Shemills. I am wife to the prosecutor: last Tuesday Archer came to our shop, with a whole Gloucester cheese, and asked me if I would

buy it; I said no, and bid him be gone; in about an hour after he came again, with the other prisoner; they wanted to buy some red herrings; I thought, by their behaviour, they did not want to buy; I would not serve them; with a great deal to do I got them out of the shop; after that I missed a piece of hung-beef; they both came a third time; they were very troublesome, and seemed to sham drunk; I called for my husband; before he came, they both got out of the shop; a woman said they had taken some cheese; I desired my husband to follow them; he went and brought this half of a Gloucester cheese back (*produced in court*); we had the other half in the shop; I put them together, and know it to be our property.

Mary M'Farling. I went into the prosecutor's shop for some cheese and beer; the two prisoners came in while I was there; one of them asked for pease-soup; the woman said she sold none, and bid them be gone about their business; they both seemed to be very drunk; I directed them where they might get some soup, in Rupert-street; Roan stood near the counter; while she was serving me he went out of the shop, and I saw the cheese by his side; I told her of it; she called her husband; he followed them, and brought back half a cheese.

Roan's defence.

I went to the shop indeed, and after that I went home to bed; I know nothing of the cheese.

Archer's defence.

I was in company with Roan; we went in to buy a pennyworth of cheese each; I know nothing of the matter.

Roan called John Haswell, a serjeant in the first regiment of guards, to which he belonged, who said Roan had behaved remarkably bad since he had been in the regiment. Roan guilty 10d. W. Archer Acquitted.

112. (L.) John Williamson was indicted for the wilful murder of Anne his wife, by confining and imprisoning her, from the 21st of November till the 16th of December, and denying her proper sustenance; he stood charged likewise on the coroner's inquest for the said murder, Dec 16. *

The witnesses were examined apart.

Elizabeth Farrington. The prisoner lived in Tenter-alley, Little Moorfields, N^o 6, up three pair of stairs; the house is lett out into tenements; I had the two pair of stairs room underneath him; I went to lodge there in the month of June last;

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he and his wife were in their lodging before I came there.

Q. Do you know any thing of the prisoner using his wife ill?

E. Farrington. I have often heard her cry out with his beating her; I have heard her call out murder, and I have seen several of the neighbours go up, but I never did go up while the deceased was alive.

Q. What have you heard the prisoner say to her?

E. Farrington. I cannot tell the particular words; I have heard him talk to her; there used to be one Mrs. Cole there in the day time. One day I heard the deceased say, Pray, Mrs. Cole, for God's sake, don't let him use me so; this was at a time she was crying out, and I heard the prisoner's voice there, but did not know what he said; Mrs. Cole in return said, ha! ha! ha! how can I help it, what would you have me to do; I know the prisoner was in the room, and using her ill, as I imagined. One day in September last she came down into my room with a pair of iron handcuffs on her hands, and they confined behind her, I think the backs of her hands were together; she turned herself to me, and asked me to untie a knot; I looked upon them and said, Lord have mercy upon me, they are iron; she said if I would take a nail or a fork I might undo them, for Mr. Williamson used to undo them with such a thing; my husband looked into a drawer, there was a piece of a file; we run the point in and broke a bit off, but could not undo them; then she said, I must go up and stay in misery, as I am till he comes home, and went up stairs again.

Q. How did he continue to behave to her after that?

E. Farrington. I often heard her cry out; I had used to call up stairs, and asked him what made him use her so, and he has abused me for so doing, and called me bad names; he has said, I did not know what a good for nothing creature she was, for if I was to be in the room one week, I should see she was a very good for nothing sort of a body. I have told him in answer, I believed he was a very bad man. I have often heard her have falls as if she was thrown down, which has shook the ceiling, and I have heard her cry sadly when she has had such falls; I once heard the prisoner say, It is your d—d temper, why don't you go in: I have told him he had better put her into a workhouse than do as he did, he would then shew himself the

honestest man; he said, If the committee and he could agree he would; I asked him why he did not take her to his bed as other men did their wives; he said, she was so swarming with vermin that he could not come near her. About seven or eight weeks before the deceased's death, I heard a child of the prisoner's cry out; the girl said, pray father, dear father, for God's sake, or Christ's sake, don't do it; and I heard him say, D—n her, a bitch, I will; I immediately opened my door and called up stairs, for God's sake, what are you at, are you murdering the woman; he came down part of the stairs with a pair of woman's stuff shoes in his hand, and said, It is my child crying out; I begged for God's sake he would take care what he was about, for he might repent when it was too late; he said, Your counsel is very good, but if I do any thing amiss I am to answer for it myself.

Q. Do you remember the time the woman died?

E. Farrington. I do; I thought it was the 15th of December, but they say it was the 16th. On the Monday night the 15th, there were strange moving-like about in his room; I thought sure the poor creature was dead, and they are going to do up their goods to go away. It was a moon light night; I watched Mr. Cole, that is Mrs. Cole's husband, the prisoner's daughter, and a little boy; they all went out together, and in a few minutes after the prisoner and his eldest son came down stairs; the prisoner turned up stairs, what to do I do not know, I thought he had forgotten something; after he was gone, I thought I would see whether she was alive or not; I went up to his door and called, but nobody answered; I came down to my own room, and after that I went up again, and called again, and nobody answered. About nine o'clock, after the prisoner and his three children came back, I listened at the foot of his stairs to hear if any thing was said to the deceased, but I heard nothing.

Q. Could you understand what they said, had they been talking?

E. Farrington. When there was talking, I could know there was talking, but I could not understand what was said. There was a little passage at the foot of their stairs, I stood in that, but heard nothing said to the deceased. On the Tuesday morning, being the 16th, the prisoner sent his daughter down to me, to desire me to come up for her mother was dead; I said I would come up; some time in the day I sent a girl to Mrs.

Mrs. Ellison in the neighbourhood, to tell her now Mrs. Williamson was dead, because she had known her some years, and I was but a stranger; she did not come. Between eleven and twelve several neighbours came, and asked me if I would go up and look at the dead body; I believe there were eight or ten of us went up; we saw the dead body on the bedstead; I thought she looked more like a skeleton than any thing else; she had little more on her bones, set aside skin; there were marks round her ancles, and round her wrists and her middle, as if she had been tied with cords; she had received a blow on the left side her cheek, and another on the right side her forehead, as if she had had a fist drove into her cheek and forehead; she had a great many lice crawling upon her; after I had seen her, I said, Mr. Williamson, why would not you take my advice, that was to put her in the workhouse, and not to use her as he had done; he said, you may do your best and your worst, I will not fly.

Croft's examination.

Q. Where had they used to diet?

E. Farrington. They always used to be up in the room, but used very often to go out on a night, and leave her in the room by herself.

Q. Was she used to be intoxicated?

E. Farrington. I never saw her eat or drink in my breath.

Q. Did you use to see her often?

E. Farrington. I have seen her go up and down stairs when I first came to that room.

Q. Did she appear as a healthy person?

E. Farrington. She looked but thin, but did not look like a sickly person.

Q. How old might she be?

E. Farrington. She appeared to be about 25 or 26 years of age.

Q. from prisoner. Whether I did not say to the women when they came up, I look upon you all to be my enemies, and bid you search and examine the body, to see if there were any marks of violence upon her?

E. Farrington. I cannot remember that; one was saying one thing, and another another; in general we all said we thought she died for want of common necessities, after we saw the sheet turned down, to see what a thin creature she looked like.

Q. from prisoner. Do you remember I desired her cap to be pulled from her head?

E. Farrington. That I cannot remember.

Q. Do you know whether the woman was subject to fits?

E. Farrington. I saw her one night in the passage in a fit, and I remember the prisoner said, you may lie there, and be d—d; she was on a settle like.

Q. What is the prisoner?

E. Farrington. He is a shoemaker. After we all had looked at the deceased's body, I opened the closet door; there were some rags, and a staple drove in the wall; that staple looked brightish.

Q. from prisoner. Did not one say, there ought to be a coroner; and did not I say, with all my heart, then I should be cleared.

E. Farrington. I believe I heard Mr. Humble say, there ought to be a coroner.

Anne Hart. I knew the prisoner and his wife; as near as I can guess, they have been married but less than eight months; I was at their wedding-supper, but never was but twice in the room since to the best of my knowledge; once was seven weeks before she died, on a Sunday; my husband and one William Barron were with me; the young man was a countryman of my husband's; he wanted a letter wrote, and asked my husband to get it wrote; we went a walking round Moorfields; coming up Tenter-alley, I said, I have just thought of Mr. Williamson; I said to my husband, perhaps he will write it, he writes a good hand. We went all up to his room; Mrs. Cole was in the room, but she put her hat and cloak on, and went out immediately; the prisoner's wife was sitting by the fire-side, by her husband; I said, Mr. Williamson, I am come to ask a favour, for you to write a letter for this young man; we sat down, and a pot of beer was sent for. He said, young man, if you will tell me the contents of the letter, I will write it, and bring it to your house Mrs. Hart. He said, he hoped we would go with him to the Magpye, in Bishopsgate-street, to spend the evening; my husband agreed to go; when his wife found we were all going out, she put her hands together, and said to me, for God's sake, Mrs. Hart, beg of him not to hand-cuff me, and tie me up, and I will be very good. I said, pray, Mr. Williamson, do not confine your wife to tie her up; he said, I know best what I have got to do, I shall do it; then she said, if I am to be tied up, Mrs. Hart, beg that I may have some tea in the morning; he made answer and said, According as she behaved; my husband and William Barron went down stairs directly; Mr. Williamson said, Go down stairs, and I'll follow you in ten minutes; I said, no, Mr. Williamson, I do insist upon seeing

in what manner you confine your wife ; then he went to the other side of the room and fetched a pair of iron hand-cuffs ; he shewed them me and said, The b—h has broke the lock of them ; I asked him what he did with them ; he went close by the fire side and undid the closet door, which was fastened with a button ; then I saw in the wall was a large staple drove much about her waist, rather too high ; to that staple was a cord tied ; he bid her turn, she made not the least resistance, but turned round and put her hands behind her back, quite orderly ; he put on the hand-cuffs, and took her to the closet, and whether he put the rope round her body or through the hand-cuffs, I cannot tell ; he drew her tight up to the staple ; she stood a tip-toe ; the staple was rather too high, she could not stand upon her heels : when he was drawing her up, she called out, Oh Mr. Williamson ! Oh Mr. Williamson ! you draw me so tight, you'll cut my hands asunder ; he said she always made that noise, and if she did not hold her tongue, he either would knock her head against the wall, or against the partition, I am not certain which ; he then went down stairs, then there was nobody in the room but his daughter and I with her ; then the deceased asked me if I would give her a pinch of snuff ; I gave her a pinch, and wiped her nose myself, because she had got no hands to use ; she then asked me to ask Mr. Williamson's daughter to let her have a little stool to put under her feet that stood by the fire ; I said to the girl, Mercy, do put the stool under your mother's feet ; Mercy made answer, she dare not, for her father would

beat her ; I then said, I shall put it under, and I put it under myself, she then stood upright and thanked me, and said she stood much easier then ; then I left the daughter and wife, and went down stairs, and overtook Mr. Williamson, the young man, and my husband ; I said, Mr. Williamson, don't be angry with your daughter for the stool being under your wife's feet, for I put it under myself ; he then said, I will break every bone in my daughter's skin for letting you put it under, for the b—h will get out of the closet.

Cross examination.

Q. You say you was at the wedding supper, have you seen him often since ?

A. Hart. I have seen him very often ; I may have seen him five or six times when they were first married.

Q. Did he assign any reason why he tied her up ?

A. Hart. I have often talked to him when I have met him, and said, why don't you get her into the workhouse, you may bring yourself into trouble ; he said, When she died he would send for a doctor to search her, for he always used her well.

Q. Did he give you any reason why he thought it necessary to tie her up ?

A. Hart. He gave me none at all at that time ; I have heard him mention her destroying his things, but not at that time.

Q. Did the woman complain of want of food ?

A. Hart. No, she did not at that time.

Q. Have you heard her complain of that at any other times ?

A. Hart. I have.

*** The Last Part of these Proceedings will be published in a few Days.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of L O N D O N;

And also the
GOAL DELIVERY
FOR THE
COUNTY of M I D D L E S E X,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
On *Thursday* the 15th, *Friday* the 16th, and *Saturday* the 17th, of JANUARY.

In the Seventh Year of His MAJESTY's Reign.

Being the Second SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE
SIR R O B E R T K I T E, KNT.
LORD-MAYOR of the CITY of L O N D O N.

N U M B E R I I. P A R T I I.

L O N D O N,

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[Price Six-Pence.]

THE WHOLE
P R O C E E D I N G S
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Continuation of the Trial of John Williamson.

Mercy Williamson.

I AM daughter to the prisoner.
Prisoner. Speak the truth, child; do not tell a lye to serve me.

Q. How old are you?

M. Williamson. I am about fifteen years of age.

Q. Did you ever see your father use your mother ill?

M. Williamson. I have seen him strike her.

Q. When? you are to be sure to say nothing but what is truth.

M. Williamson. I have not seen him strike her a good while, but I have seen him throw water over her.

Q. Do you remember any thing about the closet?

M. Williamson. He used to tie her up.

Q. How often has he tied her up?

M. Williamson. Pretty often, with her hands behind her, and hand-cuffed her; then tied a rope to a staple, and drew it through the hand-cuffs, and then drew it up to a nail over her head.

Q. How long had he had these hand-cuffs?

M. Williamson. I cannot justly say how long.

Q. How long had she used to be tied up at a time?

M. Williamson. The last time my father tied her up, she was tied up a great while.

Q. How many weeks?

M. Williamson. A month I believe.

Q. Was she not let down in that time?

M. Williamson. No; she remained without being let down at all, or going to bed.

Q. How did she do the offices of nature during that time?

M. Williamson. I do not know that she wanted much; as far as I could I helped her, and so did Mrs. Cole.

Q. At the time you helped her, did she continue tied up?

M. Williamson. Yes, she did.

Q. How came you and Mrs. Cole not to take her down?

M. Williamson. She would not let Mrs. Cole and I tie her up again, that my father should not know of it, for then I should get licked; if my father knew it, he would have licked me.

Q. Whether you ever did let her down, you or Mrs. Cole?

M. Williamson. Yes; when he has known it, he has threatened to lick me, and said, if he ever knew it, he would lick me well.

Q. Was this before or after the last month?

M. Williamson. This was before the last month.

Q. Did Mrs. Cole ever let her down?

M. Williamson. Yes, I was present.

Q. During the last month had she the use of her hands?

M. Williamson. She had not.

Q. How did she do to eat?

M. Williamson. My father used to give her a bit of bread and butter, and put it on a shelf for her to eat it.

Q. How could she reach it?

M. Williamson. She could reach very well to it with her mouth.

Q. How large were those pieces of bread and butter?

M. Williamson. A slice from a threepenny loaf, round it.

Q. How often was bread and butter put there?

M. Williamson. It was put there every day.

Q. Did you find part of it the next day?

M. Williamson. She eat it all.

Q. Was it a thin slice or thick?

M. Williamson. Pretty thick.

Q. How did she get it forward?

M. Williamson. Sometimes me, sometimes Mrs. Cole, and sometimes my brother, have put it close.

Q. What

Q. What had she to drink?

M. Williamson. She drank water; she never drank beer in her life; her mother never could make her drink either strong or small.

Q. How did she come at water?

M. Williamson. They used to hold it to her mouth while she drank.

Q. Did she fet her feet on the ground?

M. Williamson. Yes, just upon her feet.

Q. Did she stand flat footed?

M. Williamson. I believe she might, and sometimes on her toes.

Q. Has she applied to you to put something under her feet?

M. Williamson. She has; she used to say, in case we could put the stool under her feet, she should be easier.

Q. And did you not do it?

M. Williamson. I must not do it before my father.

Q. Why so?

M. Williamson. My father would have licked me, or any of us, if we did; I have done it, and he has threatened to lick me; when we have put it under her, he has said, I tell you what, if ever I know you put it under again, I'll lick you as long as I can stand over you; for the stool she shall not have.

Q. Where was you when she died?

M. Williamson. I was in bed and asleep when she died.

Q. You mentioned something about throwing water at her, how was that?

M. Williamson. One day my father said, throw a pint of water over her; throw a whole heap; throw it in her face; I took half a pint, and threw it at her; he said, throw more; I said I would not.

Q. Where was she then?

M. Williamson. She was then tied up in the closet; I did not like to throw it, only my father made me.

Q. Was she fainting, or was it done by way of punishment?

M. Williamson. By way of punishment.

Q. Has that been done by any body else?

M. Williamson. My father has done it many a time; before my father used to tie her up, she used to go down and scandalize my father about, and so my father used to throw water over her.

Q. How scandalize him?

M. Williamson. She reported it about, that my father starved her; when she has had victuals

plentiful along with my father, she has gone down stairs, and begged victuals, so he flung water in her face.

Q. Was this done more than once?

M. Williamson. Yes, he did it more than any body else.

Q. Whether, when the bread and butter was given her, did she ask for more?

M. Williamson. Yes, sometimes she did, and sometimes she did not; my father has said, if that was not enough, she should have no more, for she works for none.

Q. Had she any thing more than bread and butter the last month?

M. Williamson. No, without there was any thing left that my father could not eat, he would order us to give it her.

Q. Where did you dine?

M. Williamson. We used to dine at the table with my father; there was but one room and the closet; sometimes my father would not let me give her victuals that he could not eat.

Q. When you dined in the same room, whether at that time of dining did you give her bread and butter, or at any other times?

M. Williamson. It used to be in the morning, and sometimes at dinner-time, when my father would not let her have it before. She has asked for victuals, and my father has said, stay a bit.

Q. Had she victuals any more than once a day?

M. Williamson. Sometimes at night my father would give her a bit of bread and butter.

Q. What had you for dinner?

M. Williamson. We sometimes had a bit of meat for dinner, sometimes a bit of bread and cheese, and bread and butter. When my father was at dinner, he would have the closet-door shut during the time of dinner.

Q. Was it always shut when your father was at dinner?

M. Williamson. It was, most an end.

Q. Did she not ask for victuals that you dined upon?

M. Williamson. I do not remember that she did.

Q. Do you remember her having a morsel of flesh for the last month?

M. Williamson. Yes, she might have it two or three times.

Q. When did you first hear of her being dead?

M. Williamson. My father let her down on the Sunday before she died, to have some dinner; she was very weak and low, you could hardly hear her

her speak ; we had that day a mouse buttock baked and onions, and he gave her some upon a plate.

Q Did she eat any ?

M. *Williamson*. She did not eat a great deal ; she said she could not eat it ; she gave my father it in his hand, and said, Mr. *Williamson*, take the plate, I can't eat no more ; my father said, cannot you eat no more, Nanny ; no, said she, I cannot.

Q Could she walk when she was let down ?

M. *Williamson*. She staggered vastly, and was very weak ; she did stand a little bit, but was forced to lay hold of things.

Q Whether she eat one morsel of that meat ?

M. *Williamson*. She eat two or three mouthfuls.

Q Where did she eat that victuals ?

M. *Williamson*. She eat it in the closet ; there were some rags in the closet, and she sat upon them ; her hands were so numbed and swelled, that she could not use the knife and fork hardly ; the hand-cuffs were taken off then, and they were never put on afterwards.

Q Did she stay in the closet ?

M. *Williamson*. She did all that night, and the closet door was shut. She desired, after she had eaten the victuals, to come to the fire. I said, father, let her come to the fire ; he said, come out. She said, Mr. *Williamson*, let me buss you ; she kissed the side of his cheek ; he did not kiss her again ; she said, shall I read a book called Moll Flanders ; she spoke very low, you could hardly hear her. My father said, he thought that was not a book fit to be read on a Sunday.

Q How long did she stay by the fire ?

M. *Williamson*. About a quarter of an hour, or half an hour ; she was swarming with vermin ; she begun to kill them ; my father said, do not sit throwing them about here, but get into your kennel.

Q Did he throw any water on her that day ?

M. *Williamson*. No ; then she went back to the closet.

Q How did she come out and go in again ?

M. *Williamson*. She laid hold of the door as she came out, and helped herself along as well as she could ; the fire side is very near the closet.

Q What time was it when she went back to the closet ?

M. *Williamson*. That was about two o'clock.

Q Did you go out that afternoon ?

M. *Williamson*. No, but the closet door was shut.

Q Did you hear her make any complaint ?

M. *Williamson*. She said she was very cold, and that ; and she said she had got a pain in her stomach.

Q Did she come out of the closet after that ?

M. *Williamson*. She came out once more that day, and Mrs. Cole gave her an apple.

Q Was your father in the room then ?

M. *Williamson*. He was.

Q How long did she stay out that time ?

M. *Williamson*. She did not stay out above ten minutes I believe ; she went to the fire, and sat by my father ; my father said, go in again, you have sat long enough ; now you are warm, go in again, you shall not sit here.

Q What time might it be when she went in the second time ?

M. *Williamson*. It must be about four or five o'clock.

Q Did you see her any more that night ?

M. *Williamson*. No ; she said, Mr. *Williamson*, shall I go to bed to night ; he said, she might make her bed up in the closet if she would.

Q What had she to make her bed up with ?

M. *Williamson*. Only rags and a sheet.

Q Who gave her that sheet ?

M. *Williamson*. That was one of her own sheets that she brought when my father had her.

Q What sort of a bed does your father lie on ?

M. *Williamson*. He lies on a flock bed.

Q Any Curtains ?

M. *Williamson*. No.

Q Where had you used to lie ?

M. *Williamson*. I lay on a little bed, and my father and my two brothers used to lie together on the other.

Q What time was it when she asked to go to bed ?

M. *Williamson*. That was about the time we go to bed, which may be about eight or nine o'clock ; my father awaked me about five the next morning, and said, Nanny is in one of them terrible fits ; her fits were so terrible, that made the house shake.

Q Where was you then ?

M. *Williamson*. I was in bed ; my father bid me lie still, and said, I'll go and see how she is ; I saw him go to the closet.

Q Was the door shut or open ?

M. *Williamson*. The door was shut ; he opened it ; I went to her ; she had got her face up against the wall, and was in a violent working ; the foam and blood came out of her mouth ; I saw it, and saw her mouth work, and the foam ; I did not see the blood.

Q How

Q. How do you know there was blood?

M. Williamson. My father said there was blood; she shook very much.

Q. Was she subject to fits?

M. Williamson. She used to have fits before my father had her.

Q. Did your father call any body up?

M. Williamson. No, he did not.

Q. How long was she in that fit?

M. Williamson. An hour and a half, I believe; after that she slept till after we had done breakfast, about 9; she waked about 10, and had got her apron up, and wiped her mouth, and was like a mad woman; she called my father *Daddy*; my father was at home; Mrs. Dennis came in to have her shoe mended; she heard her in the closet, saying, *Daddy, let me come out*: my father said no; dress yourself, and then you shall come out.

Q. What clothes had she on?

M. Williamson. She had nothing on but her gown, petticoat, and apron, but no stays; I went to her, and said, Dress yourself, and my father will let you come out; at that time she was like a mad thing, till between four and five in the afternoon; my father then went and held up her head, but she was speechless: she died about five o'clock on the Tuesday morning.

Q. Where was she all the night?

M. Williamson. She was in the closet.

Q. Was the closet-door open or shut?

M. Williamson. It was shut.

Q. Did you look at her before you went to bed?

M. Williamson. I did, and so did my father; she was lying in the closet, and her eyes were fixed; we looked at her two or three times; I said, Father, I am afraid she will die; she will not live the night over: betwixt seven and eight o'clock Mrs. Cole asked my father to sup with her; he said to me, Do you go first, and I'll come after; so he and my brothers, and I, went there to supper.

Q. What time did you go to bed?

M. Williamson. We went to bed between nine and ten; I looked at her at nine; she was all the same as before; she did not move, but my father said she was not dead; I went to bed, but my father went out to Mrs. Cole's.

Q. You was saying something about your father holding up her head; what was done?

M. Williamson. I went to give her some tea; she could not take a drop; her teeth were clinched.

Q. Who did your father leave with her, when you all went to Mrs. Cole's to supper?

M. Williamson. My father would not leave one soul with her; Mrs. Cole offered to stay with her;

I said, Father, some body ought to be with her; my father said, No, no, never mind.

Q. Did any body else see her that day?

M. Williamson. Mr. Cole was there that afternoon, with his wife.

Q. Where does Mr. Cole live?

M. Williamson. He lives in Whitecross-street, a little way off.

Q. What time did you come home?

M. Williamson. We all, my father, two brothers, and I, came home together, about nine o'clock; then my father went and looked in the closet, and bid me come and hold the candle; my father said he did not believe she would live till morning: I said I thought it was proper to have a candle all night, because I did not think she would live till morning.

Q. Was she alive or dead?

M. Williamson. I took hold of one of her arms, it was warm, but I did not see her move; she was not dead.

Q. Was there a candle all night?

M. Williamson. There was.

Q. What happened afterwards?

M. Williamson. My father awaked me about five o'clock on the Tuesday morning, and told me he got up about three; he said, Nanny is just gone off.

Q. Had she any fits from the time they were married till this time?

M. Williamson. She was subject to fits all her lifetime; she has had three or four in a day.

Q. Did you know her before she was married?

M. Williamson. I did; and my father knew her from a child.

Q. During the last month, how many fits had she?

M. Williamson. She had four or five in a day.

Q. What, while she was tied up?

M. Williamson. Yes; they were different sorts of fits, that did not hold her above a minute or two; they had not that working upon her.

Q. Had she used to cry out?

M. Williamson. Yes, she did.

Q. Was she never taken down when she had these slight fits?

M. Williamson. No.

Q. How did your father and she live together at first; had they used to lie together?

M. Williamson. She used to lie in the same bed with him a little while.

Q. Was he kind to her at that time?

M. Williamson. Yes.

Q. How long did they continue to live together in that kind manner, she eating at his table, and having as much as she pleased?

M. Williamson. That might continue about three weeks, I believe, not longer.

Q. How did that conduct happen to alter?

M. Williamson. Because she used to go to Mrs. Neves's room, and say, what a rogue I have, he will not give me a bit of dinner, and his children and he sit there; and other people have seen her have as much as she could eat.

Q. Have you ever heard her say so?

M. Williamson. No; but other people have told my father of it, how she has scandalized him.

Q. Have you ever heard people tell your father so, in your mother's presence?

M. Williamson. I have; and my father has said, Naany, how can you accuse me; have you not had victuals so and so: she has said, Lord, Mr. Williamson, I did not think any harm in saying so: she used to go out frequently at first, and used to scandalize him every time she went out.

Q. How long had she been married before she came to be tied up?

M. Williamson. I believe they had been married about three months before he tied her up, and used her so.

Q. How did it begin?

M. Williamson. One night, Mrs. Cole and I were in the room, my mother was sitting upon a trunk by us; my mother was very apt to turn up the whites of her eyes; Mrs. Cole said, Come down stairs, your mother has frightened me so, I don't know what to do; my mother said, Don't go down; and doubled her fist: we ran down to the bottom of the alley, and met my father; I said, Lord, father, your wife has frightened me so, by turning up the whites of her eyes, and doubling her fist; and she has frightened Mrs. Cole and your little child: my father went home, and took her by the arm, and shook her.

Q. How long were they married before they parted beds?

M. Williamson. She did not lie with him above two or three times; they lived quiet, and that.

Q. Then they were sociable together, only with regard to parting beds?

M. Williamson. Yes.

Q. Where did she lie?

M. Williamson. She lay upon an old mattress, under some shelves, and upon some rags, in the room where we lay; they were sociable about three weeks.

Q. Upon this complaint made by you, when

he took her by the arm and shook her, what passed after that?

M. Williamson. She said she would never do so no more; he said, I do not want to hurt a hair of your head, but do not frighten my children.

Q. Why was you frightened?

M. Williamson. I was afraid she was going to do something to me; she threw a knife at me once.

Q. What for?

M. Williamson. My father had saved some tea for my little brother, and she drank the tea, and put water in it; and, when the child came home, the child complained it was not sweet; my mother owned she had drank it: when my father came home, the little boy told him; then he took and shook her by the arm, but did not strike her. Once, when my father's back was turned, she said to me if I did not give her a penny for a dram, she would throw the knife at me; she threw it, and it stuck in the ground.

Q. Did she drink drams?

M. Williamson. If she could get a dram any way, she would.

Q. How long after this was it, she was put into the closet?

M. Williamson. I believe about two or three months.

Q. How came they to part beds?

M. Williamson. Because she said my father would not let her alone; and used to complain and say, she had rather lie any where else than with him.

Q. Who did she complain thus to?

M. Williamson. She complained to Mrs. Cole, and to the folks in the house, that he used to push her about.

Q. Do you mean that he was over fond, or cruel to her?

M. Williamson. I cannot say rightly for that; she said he used to push her about, and she lay upon nothing but the bed-posts; it was at her desire she lay upon the mattress.

Q. Who lay in the bed with your father?

M. Williamson. My little brother lay with him.

Q. Whether she was fastened or chained to any thing before she was put into the closet?

M. Williamson. A rope was tied round her body, and a staple fastened to a post by the bedstead.

Q. How long was this after they were married?

M. Williamson. This might be about two months after they were married; he tied a rope round her waist, and so to the staple, when he used to go out.

Q. When were the hand-cuffs first brought home?

M. Wil-

M. Williamson. I remember the morning my father went and bought them.

Q. Where did he buy them?

M. Williamson. I have heard the people say he bought them at Wood-street Compter.

Q. How long after he used to tie her to the post?

M. Williamson. It was not a great while after that.

Q. Had he used to hand-cuff her before he put her in the closet, or after?

M. Williamson. He hand-cuffed her before he used to put her in the closet, but never while she was tied to the staple to the post.

Q. Where had she used to be before she was put in the closet?

M. Williamson. She used to set upon a trunk by the window, and in the day-time he would put the hand-cuffs on her; she was never tied up continually till in the closet.

Q. Did she always apply to you when she wanted assistance, when she eased nature in the closet?

M. Williamson. Yes, she used to call to me and Mrs. Cole.

Cross examination.

Q. What sort of a woman was this mother-in-law as to sobriety?

M. Williamson. She would drink drams.

Q. Did she use to get drunk?

M. Williamson. Yes, she did.

Q. Did she ever appear as if she had been rolled in the dirt?

M. Williamson. No, she never did.

Q. How did she carry it towards your little brother?

M. Williamson. She used to hate to see him in the room.

Q. Did she ever offer any act of violence to him?

M. Williamson. Only she has slapped his face.

Q. Did she never attempt to put him in the fire?

M. Williamson. I don't know of any such thing.

Q. At what times had she used to slap him?

M. Williamson. When he had done a fault.

Q. Do you remember her damaging any of your father's things?

M. Williamson. Once she made away with a pair of soles.

Q. How do you know she did?

M. Williamson. My father said he missed them; and sometimes, when she went to strike a light, she would do it on the edge of one of his sharp knives.

Q. Was this usage to her by way of punishment or prevention?

M. Williamson. It was to stop her from doing us any harm.

Q. Had people used to come up into your room often?

M. Williamson. People used to come up, my father's acquaintance, but not often.

Q. Did any body besides you see her tied up?

M. Williamson. Mrs. Hart did once.

Q. Did he tie her up when he beat her?

M. Williamson. He did.

Q. What had she done when he beat her?

M. Williamson. She had done nothing in particular, as I know of, only in begging victuals, and so.

Q. Did you go to see your father in the Compter?

M. Williamson. I did.

Q. Did you say there, it was hard he should be confined there for starving your mother, when she eat more than you all did?

M. Williamson. I do not remember I said so.

Q. Is all you have given in evidence a truth?

M. Williamson. It is, as far as I know; I don't like to say any thing against my father, but I must.

Q. At the first of your mother's being married, had she vermin?

M. Williamson. I don't know that she had.

Q. *from prisoner.* Whether my wife used to play at cards, at my lady's-hole and all-fours?

M. Williamson. What the time she was confined?

Council. Yes.

M. Williamson. No, Sir, not as I know of.

Q. *from prisoner.* Did not the desire *Æsop's* Fables and *Moll Flanders* should be read to her?

M. Williamson. Not lately.

Anne Cole. I used to be pretty often at the prisoner's house in his wife's life-time.

Q. Have you seen her out of the closet?

A. Cole. I have.

Q. When was the last time?

A. Cole. The day before she died.

Q. Have you seen her often the last five weeks?

A. Cole. I have seen her at times the last five weeks.

Q. How often was you there in that time?

A. Cole. I was there two or three days in a week.

Q. Was you not there six days in a week?

A. Cole. No.

Q. Did you ever see her out of the closet during the last month before she died?

A. Cole. I did; on the Sunday before she died, and on the Friday before she died.

Q. Have

Q. Have you seen her often in the closet?

A. Cole. I have, pretty often; when the prisoner went out, he used to fasten her up.

Q. How was it when he was at home?

A. Cole. Sometimes in the room and sometimes in the closet, but not fastened.

Q. How many times in the last month might you see her in the room unconfined?

A. Cole. A good many times.

Q. How often?

A. Cole. I can't tell.

Q. Which did you see her ofteneft in, in the room or in the closet?

A. Cole. I saw her ofteneft in the room.

Q. Did you ever see the prisoner do any thing to her when confined in the closet?

A. Cole. I have seen him strike her.

Q. Did you ever see her at liberty six times in the last month?

A. Cole. I have seen her more than six times; she was not continually fastened up every day.

Q. How can you speak to that, when you said you was there only about two or three days in a week?

A. Cole. I mean every time I was there.

Q. How many times have you seen him strike her while tied up in the closet, and for what?

A. Cole. As near as I can guess, I saw him strike her twice; he used to say she had burnt his tools, and destroyed the things.

Q. Did you ever hear her complain of pain while tied up?

A. Cole. I can't say I ever did; I have often undone her when he has been out of the way, and let her run away.

Q. Do you mean in the last month?

A. Cole. I do.

Q. Did you never fasten her up again?

A. Cole. No.

Q. What do you mean by running away?

A. Cole. She went down stairs.

Q. Did she come back while you was there?

A. Cole. Yes.

Q. How long has she been absent?

A. Cole. I can't tell; sometimes she staid longer than other some.

Q. By undoing her, what do you mean by that?

A. Cole. I only loosened her from the cord.

Q. Did you ever see her loose in the room at any time but when you untied her?

A. Cole. Sometimes her husband untied her, and sometimes the girl.

Q. Did you see her husband untie her the last month?

A. Cole. I did.

Q. More than once?

A. Cole. Yes.

Q. Was you there when she was untied on the Sunday?

A. Cole. I was, and she was not tied from that time till she died; she has continued untied at times when I have been there, as long as I staid, which used to be till about half an hour after seven o'clock at night.

Q. Have you never said before any body what was the cause of her death?

A. Cole. I have said her fits and ill usage might be the occasion of her death?

Q. Now tell the court and the jury what you think was the cause of her death?

A. Cole. In hand-cuffing her and striking her, and throwing water upon her, I did not mean with regard to victuals and drink.

Q. What do you mean by throwing water upon her?

A. Cole. I have seen him throw water at her.

Q. How many times?

A. Cole. I can't say.

Q. Twenty?

A. Cole. No.

Q. Ten?

A. Cole. No.

Q. Four or five?

A. Cole. Yes.

Q. Why did he throw water upon her?

A. Cole. Because she used to go about and sell his master's stuff, and the children have found fault with her. On the Monday morning before she died, he sent the boy for me; I went; he said, Mrs. Cole, my wife has had a terrible fit this morning, it took her about four o'clock; I looked at her; she was like a mad woman in Bedlam; when I went to speak to her, all she said was, *Daddy! daddy! I am coming!* I staid about two hours, and came home, and went again; she continued the same; she laid herself down at half an hour after five; he put the pillow under her head and covered her up; her head lay in the closet, and her feet out, upon a little flock bed, with a sheet and rug over it; I went away, and in about half an hour after I had been at home, he came up with his children; I asked him how his wife did; he said she was in a charming sleep, and on the Tuesday morning he came and said she was dead.

Cross

* The divers persons that died for want of sustenance in the Wager's long boat after she was cast away in the South Sea, were taken in this wild manner in their heads just before they died. See Mr. Bulkley the Carpenter's Narrative.

Cross examination.

Q. Have you been there when he and his family used to eat ?

A. Cole. I have, and when she was not tied up she used to eat the same as they.

Q. When she has been tied up, how has she been fed ?

A. Cole. I don't know she was ever tied up at meal times when I was there. On the Sunday I was there, there was a mouse buttock stuffed with sage and onions ; she eat of that, and left a piece about the bigness of the top of my thumb, and put it down to the cat ; he said, Nanny, you will be glad of what you give the cat ; she said she could not eat any more.

Q. Within the last five weeks, have you seen her eat with him at the table besides that Sunday ?

A. Cole. I have, with him, and the children and me.

Q. Had she always as much as she pleased to eat ?

A. Cole. She always had enough, as much as she cared for ; I remember the daughter coming to see him in Wood-street Compter ; as we were coming away, she hugged her father round the neck, and said, Oh ! my dear father ! that you should be imprisoned for starving such a creature to death, when she eat more than we did.

Q. Do you remember him in his former wife's time ?

A. Cole. I do ; I never heard but that he was a good husband ; he had a great family of children to bring up.

Q. from prisoner. Have you not heard her read these books, *Moll Flanders*, and seen her play at cards with my daughter, within a month of her death ?

A. Cole. I have, when she has sat by the fire, and the girl has taken delight to hear her ; I have been sitting by the fire at the same time ; we have played at cards, sometimes she and I played, and sometimes she and the girl.

Q. Did you give the same evidence before the coroner as you have done here ?

A. Cole. I was quite in a flurry before the coroner, I don't know what account I gave.

Q. Whether you was not asked the question by some of the jury before the coroner, if you ever saw the woman untied once in the course of five weeks before she died ?

A. Cole. I do not know that that question was put to me.

Q. from prisoner. After we had been married four months, when we had been out, whether my wife was not dead drunk upon the bed when we came home ?

A. Cole. Yes. She had got her liberty, and got

down into the alley ; and when we came to his room about nine o'clock, he went up first, we followed ; the door was open ; he said, Nanny ; he called two or three times ; then he got a light ; there she was on the bed ; he went to lift her up ; she was just like a child, she had no strength ; he said to the girl, make up another bed, for she shall never lie in my bed any more.

Prisoner. We had some tea, and I left some for my little boy, and ordered her not to partake of it ; she drank it up, and filled the pot up with pifs ; do you remember that ?

A. Cole. The child puked at it, and I went to taste it, and it tasted like pifs ; she said if she did it, she did not know that she did do it.

Q. Was she sober at that time.

A. Cole. She was, but this was the way she used to answer.

Charles Barton. I am a surgeon, and live in Red-cross-street ; I did not know the deceased in her life time ; Mr. Howard, a candler and hatter, that lives opposite where the prisoner did, desired I would go and see the body after she was dead, I think it was on the 18th of December ; the first time I saw her was about one o'clock in the afternoon, I then only took a general survey of the body ; the only appearance of any violence that I took notice of, was a kind of a livid coloured mark upon her left cheek ; there was the like appearance of a blow on the right side the upper lip ; I turned up the lip, and discovered a cut against her teeth ; it appeared to be quite through the red part of it. In the evening the coroner and jury sent for me while they were sitting ; about half an hour after eight, I went and opened the body ; first of all I took a view of the lungs and the liver, and cut through the heart ; they did not seem at all diseased ; the small gut appeared distended with wind ; I cut through the gut long ways, there I found nothing but a bit of hardened excrement ; I observed the caul which is a fat membrane, and the membrane which connects the bowels together in their windings, that was wasted to quite a thin skin, not fat as usual ; it was reduced to a transparent membrane : in the last place I dissected out the stomach, and had a basin, into which I pressed the contents of it, which was something less than a quarter of a pint ; I mentioned three ounces, which is three quarters of a quarter of a pint ; it was an uniform kind of a brown glutinous liquor, with some little froth in it ; in the small gut which I cut into, was scarcely the common mucus of the bowels, but seemed dry.

Q. What do you say to that brown liquor you observed in the stomach ?

Z

Barton.

Barton. That I apprehend was so small a quantity, that the action of the stomach could not possibly throw it over into the bowels.

Q. What in your opinion was the occasion of her death?

Barton. As there was no appearance at all of any food being received lately, the night, for what I know, he starved; my opinion is, she died for want of food; there was not the least appearance of her having received any food for a considerable time; I have often reflected upon it since, and I cannot find any reason to alter my opinion.

Q. What do you mean by the word *lately* received food, that she had not received food for a day or two, or five or six days, could you have perceived a difference?

Barton. Undoubtedly.

Q. Do you think she had not received food for two days?

Barton. I think she had not received food for a longer time than two days.

Q. Do you apprehend she had not received food on the Sunday?

Barton. I certainly believe she could have received none on the Sunday; there was an appearance sufficient to make me believe she had received none some time before the Sunday.

Cross examination.

Q. Did you ever see a person opened that had been starved?

Barton. No.

Q. Supposing she had taken sustenance on the Sunday, whether the violent fit she had been in might not have evacuated that in discharging the stomach?

Barton. If she had had a vomiting doubtless it might.

Q. Was there not a quantity of excrement in all the bowels?

Barton. There was a quantity of hardened excrement in all the bowels, but none in the small gut.

Q. Was there nothing solid in the stomach?

Barton. No, there was not.

Q. Was there any urine in the bladder?

Barton. I did not examine the bladder.

*There were evidences in court to prove the prisoner's buying the hand-cuffs, and also his receiving 60*l.* and upwards on the 2d of September, the property of his wife, of her guardian, but it was thought needless to call them.*

Prisoner's defence.

My Lord, and Gentlemen of the Jury, I had been married to my wife about three weeks; I

went into the country to pay some money that I owed; when I came back, I heard there was a great confusion at home; my girl told me my wife had been in one of her phrenzy fits, she said she would not lie with her; she had searched the bed, and under the pillow she found one of my working knives; at another time she threw a knife at the girl, and it fell to the ground and broke in two; at another time, in my absence, she got drunk, which was the cause of our separating beds. I can't help making mention of a simple story; I went out once, and left three kittens at home; on our return, I did not expect any cruelty acted to those little animals; I found one of them had been trampled upon and pressed to death, and the other two she had trampled upon them, that their bones were broke; I asked her how she came to do it; she said she meant no harm; I confined her for what my girl said; she said, father, you don't know how I have been frightened at her when you are out, she turns up her eyes, I can't bear to be in the room without you tie her up. About five weeks before she died, I said she should not go out, as she used to scandalize me; and when I went out, I have ordered my girl to give her tea, bread and butter, and sometimes a dram; I always took care to undo her when I came home; she never was tied up one night during the five weeks; sometimes she would make her bed close by mine, and sometimes she would make her bed with her head in the closet and her feet out; as to sustenance she always had her meals with me, except when she was guilty of any particular crime, such as cutting things to pieces; in darning her stockings, she would cut off more than she would darn up, and throw my tools into the fire and burn them. I always gave her her meals regular, sometimes tea in an afternoon, sometimes not. On the Sunday before she died she eat a piece of meat; I said to her, Nanny, can't you eat this; she said, I can't eat it; I never denied her the necessaries of life; I always took care to fill her belly; I kept her confined, because she used to frighten my children in my absence, by turning up the whites of her eyes, and they were fearful of her doing them some mischief.

For the prisoner.

Thomas Mason. I knew the prisoner's wife; she was troubled with fits, I have seen her in fits; I have been there when they have been at meals, to the best of my remembrance it is about eight weeks ago when I was there.

Q. Was you there within the last month before she died?

Mason.

Mason. I believe I was there about three weeks before she died.

Q. Can you say you was there when they were eating within three weeks of her death?

Mason. I cannot say that; I cannot say the particular time.

Q. Did she sit at table when you saw her, or was she in any other place?

Mason. She was at the table, and he sat along side of her.

Q. How long is that ago?

Mason. That may be about ten weeks ago; I never knew him refuse her eating when he was eating; she has eat very plentifully, and he has asked her to eat more; he, his wife, and I, had a dram together, that was within these 8 weeks.

Cross examination.

Q. Do you know nothing of a pair of hand-cuffs which the daughter brought to you?

Mason. Yes, the prisoner's daughter brought a pair of hand-cuffs to me when my wife was out of the way.

Q. What did you do with them?

Mason. My wife was frighted at them, and I took and flung them into Fleet-ditch.

Q. Was this before or after the death of the woman?

Mason. This was after the death of the woman.

Martha Mason. I am wife to the last evidence; I never was at the prisoner's house but twice in my life, that I believe is about eight weeks ago; my husband and I were together; the deceased was blowing the fire then; the first time she was unravelling a pink stocking by the fire.

Henry Cole. I am a shoemaker, husband to the woman that gave her evidence; I was at the prisoner's lodging within a month of the death of the woman.

Q. How often was you there?

Cole. I was there three or four times in a week.

Q. Confine yourself to speak within a month of the death of the woman.

Cole. I will; I was there at meal times, sometimes at meal times twice in a day, breakfast and dinner; he cut a plate of meat for her every time I was there.

Q. Had they meat every time you was there?

Cole. They had.

Q. Where had she used to eat it?

Cole. Sometimes in the closet, and sometimes in the room, but not confined in her meals.

Q. Was you there three or four times in the last month constantly?

Cole. I was, and I never knew him refuse her food when I was there; when she would not help

herself he cut for her, and asked her if she would have any more.

Q. What is the prisoner's character?

Cole. He bore a very good character ever since I knew him; he had five or six children, and worked very hard for them day and night.

Cross examination.

Q. You say they had meat every time you was there the last month?

Cole. Yes.

Q. Did she eat her victuals at the same table with the prisoner in the last month?

Cole. No, she did not in the last month.

Q. What was the reason of that?

Cole. I don't know.

Q. Have you seen her out of the closet eating her dinner?

Cole. She would sit at a table by herself in the room.

Q. Was this within a month before she died?

Cole. Yes; I would have had her come to the other table, and they said it was not proper.

Q. What reason did they give?

Cole. Because she was a woman not like to another.

Q. In what respect? (he being at a loss for an answer, the question was repeated.)

Cole. ——— She had nasty rags in her hand, and a handkerchief, and what not.

Q. Will you take upon you to say there were two tables in the room?

Cole. There were, a great one and a little one, and she might come to the table if she would.

Q. Why did she not come to the table where you was?

Cole. He used to cut her meat and she would take it to the other table.

Q. Do you say that now? you said they would not let her come when you have asked for her to come to the table, which of these two stories do you stick by?

Cole. Sometimes she helped herself, and when she would not he cut for her.

Q. Upon your oath whether she ever helped herself once in the last month?

Cole. My memory is very bad.

Q. Was this woman ever asked to come to the table by her husband within the last month?

Cole. I can't justly say.

Q. You can say whether you believe it or not?

Cole. No, I do not believe he did.

Q. Will you take upon you to say you saw her out of the closet once in the last month?

Cole. My memory is so bad I cannot say.

John

John Carpenter. I know the prisoner exceeding well, I have known him about seven years.

Q. What is his character particularly as to his humanity?

Carpenter. He has an exceeding good character as to that; I have known him to be an exceeding good man to his first wife and his family.

John Crotchet. I have known him six or seven years.

Q. What is his character with regard to his humanity?

Crotchet. I never heard but that he was a pains taking man, I believe a tender man to his former wife; I have called at different times; I believe he is a very humane man, according to his family.

Sarah Berry. The prisoner lodged with me two years and a half in his former wife's time; he was always a very tender husband and father in my house; he bears a good character as far as ever I heard. I have known him to have but a pennyworth of bread, and has gone out to walk in the fields, and left it to his wife and children.

Elizabeth Collins. I have known him ten years; he was always an honest just man; I never looked upon him as a cruel man; he was always a good man to his wife and family.

Hannah Cook. I have known him 15 years; he is a very sober, honest, well behaved man, all the time I have known him.

Q. from prisoner to daughter. Whether you have not desired me to confine her, fearing you should be frightened?

Daughter. I have said, father, I am afraid of your wife's striking me.

Q. from prisoner. Whether when I confined her and went out, I did not always undo her?

Daughter. Not latterly. Guilty. Death.

He received sentence immediately to be executed on the Monday following, and afterwards to be dissected and anatomized; after which he turned to the court and said, my death is owing to that wicked d—l my daughter, notwithstanding she gave her evidence with trembling and tears.

113. (M.) William Egan was indicted for stealing 40 pair of silk stockings, value 20 l. the property of Jonathan May, privately, in the shop of the said Jonathan, Dec. 29. ||

Jonathan May. I am a hofer, and live near St. Clement's church in the Strand; I missed my goods mentioned in the indictment last Tuesday was a fortnight; I cannot tell justly how many I lost, but I can swear to 40 pair; when the pri-

soner was taken, he acknowledged he was concerned in stealing my stockings, and gave an account of the evidence and Field; Field is not taken.

John Brook. I am a pawnbroker on Ludgate-hill; last Monday was a fortnight, a woman came with a pair of silk stockings to pawn; I asked her if they were her own; she said, a man at the door owned them; then the prisoner came in; he said they were his own; I suspected them; I stopped the stockings, and advertised them the next day; and on reading the paper, found Mr. May had lost some; I went, and shewed him them; he said, they were a pair of his which he had lost; (produced and deposed to by the prosecutor.)

— *Peele.* I am a cabinet-maker. On Christmas eve I went with the prisoner and Emanuel Field, to the prosecutor's house, opposite St. Clement's church; the prisoner took a parcel of silk stockings out of the shop, and delivered them to me, and I went away with them to a public house (the Black Raven) we had appointed to meet at, in Chick-lane; we offered them to several people, none would buy them; then a woman said, she would sell them for us, if we would give her any thing; she went out, and sold them for a guinea, and we had 8 s. 8 d. each, and the woman had a shilling; I met him the next Saturday night, and he said they had been at the same shop, and had stole some more; I was taken before Justice Fielding, and he admitted me an evidence.

Prisoner's defence.

The evidence led me into the thing. Guilty of felony only. T.

114. (M.) Timothy Treble was indicted, for that he, on the King's highway, on George Augustus Elliot, Esq; did make an assault, putting him in corporal fear and danger of his life, and violently taking from his person 29 guineas his property, and against his will, Sept. 1. †

George Augustus Elliot, Esq; On the first of September last, I was returning to my house in the parish of Ealing; my wife, daughter, and her maid were in the coach; we had four horses and two postilions, and a servant behind the coach; just at dusk, about a quarter before eight, turning off from the high road, beyond the six miles stone, a person passed me on horseback, who I apprehend to be the prisoner, but do not swear it; he was on a very brisk trot, and looked into the coach; the coach was going pretty fast; when we got about 300 yards further, I found my coach stop suddenly; Mrs. Elliot looked out and

saw

saw a man present a pistol to the postilion ; she fell back, and had not strength to speak ; that person came up, and put his pistol across into the coach to me, and said, *your money, your money* ; I said, you shall have mine immediately, don't make a noise ; I took my purse out and gave it him ; in it was 29 guineas, or 29 guineas and a half ; after that, he presented his pistol to the child's maid, who was sitting by her ; she gave him some few shillings ; he took it, and said, this is not all ; you are hiding your money ; upon which, he took his pistol out of the coach, and made a great shew of cocking it, and put it close to the maid's breast again. I then told him, you must know women carry very little money in their pockets ; he then presented his pistol to the breast of my daughter ; I do not know what he said ; I said to him, you ought to be ashamed, don't you see that is a child ; upon which, he paused a little, and went off. I looked steadfast in his face during the whole time. All the features that I had in my mind do all resemble and answer the description that I gave the day after to Sir John Fielding ; the horse was either black or brown, with a rattish tail ; he sat very well upon his horse, made me take notice of him ; the prisoner answers to the description I gave ; I chiefly observed he had a largish mouth, and a snub nose ; and the pistol found upon him answered to the pistol that was put into the coach.

John Turner. I was the wheel-postilion that drove the General ; we had just turned out of the high-road ; the prisoner rode by us ; he looked into the coach ; we were then upon a little common ; the prisoner rode up into a lane, and then came back to us, and bid us stop ; one flap of his hat was down ; I did not stop directly ; then he pulled a pistol out of his side-pocket, and said, he would blow my brains out if I did not stop. I stopped ; he rode up to the side of the coach, and said, *your money, Sir, your money.* The general said he should have it ; he gave him his purse ; after that, the prisoner asked the housekeeper for her money ; she gave him some ; I looked at him all the time ; his side was towards me ; I was on the near side, and he on the off side, so had a full view of him. Last sessions I was in Newgate ; there were three or four men brought down with him ; I fixed upon him as soon as I saw him ; I am certain he is the man.

John Trueman. I was one of the fore-postilions that drove the general on the first of September, when the prisoner rode back ; after he had past us, he held his finger up, and bid me stop ; when he was about 15 or 20 yards from me, his hat

was flapped before, but I could see his face ; we did not stop directly ; he pulled a pistol out, and said, if I did not stop directly, he would blow my brains out ; then he went up to the coach ; I saw him put the pistol into the coach.

2 Did you observe his face ?

Trueman. I did, and really believe the prisoner is the man, but do not positively swear to him.

William Milbourn and Thomas Andrews, two of the patrol, deposed they took the prisoner in custody, on suspicion of a highway robbery, with a brace of pistols upon him.

John Williams. I am the constable that had him in charge after the patrol took him ; I had his pistols, but have left them at Highgate.

The prisoner said nothing in his defence. Guilty. Death.
There were four more indictments against him for highway robberies.

115, 116. (M.) Richard Jones was indicted for stealing two linen cloths, value 5 s. and 60 pounds weight of butter, value 30 s. the property of Francis Nalder ; and Richard Smith, for receiving the same, well knowing them to have been stolen, Dec. 24.]

Francis Nalder. I have a shop in Newgate-market. On the 24th of December I came to my shop, expecting to find seven flats of butter out of the Daventry waggon, and there were but five.

William Mechin. I unloaded these goods out of the waggon, and was at the delivering seven flats of butter at Mr. Nalder's shop ; we put them down at his stall on the 24th of December ; there was none of his people there, but there was the clerk of the market.

George Aldwin. I had lost a parcel, with some bills of advice ; I went to Sir John Fielding for advice ; last Wednesday se'nnight I was informed there were two men taken up, which were the prisoners ; I was directed to Smith's lodgings, in Blue-anchor-alley, Bunhill-row ; there I saw the two flats marked A. A. I knew them to be Mr. Adams's, the Daventry waggoner ; and having heard of butter being lost, we took the flats with us ; I saw a piece of a direction in one of them ; part was rubbed off, but there was Nalder on it ; (the flats and cloths produced, the cloths had Adams at length on them.)

John Marston. Richard Jones and I went into Newgate-market about three weeks ago, about six at night ; there were six or seven flats of butter standing by the prosecutor's shop ; he took one and I another, and carried one to Smith's house, and the other we left in Jones's room ; Smith sold

A a

them

them for us; he gave us 10 d. a lump, two pounds in a lump; he had the two flats of butter; I received of him better than six shillings for my part at one time, and I had some more afterwards. Jones lived in Hand-alley, Golden-lane; I am sure that flat or basket is one of them, by a piece of Iron upon it.

John Noaks. I am constable. I went with Mr. Aldwin to search Smith's house; there were the two flats; he said they belonged to Mr. Adams; we took them with us; I saw Mr. Nalder's name upon one of them; there we found the cloths.

Jones's defence.

The evidence had the key of my room three days; he was taken up one night, and those things were laid to me as a confederate.

Smith's defence.

The evidence dined along with me last Sunday; he found fault I had no cloth upon the table; he brought the hamper without a lid, and said I might burn it, and keep the cloth to lay upon my table. Jones Guilty. T. Smith Guilty. T. 14.

117, 118. (M.) Richard Jones was a second time indicted with Edward Strode, together with Francis Parsons, not taken, for stealing a pair of shoes, value 2 s. the property of William Hodskins, and one flag basket, value 2 d. and three hempen cords, value 9 d. the property of William Mingey, Jan. 7. †

William Hodskins. I live at Bedford. Coming to town with the machine, I put a pair of pumps and a pair of stockings into William Mingey's box, who was coming with me; this box was stole out of the machine; the pumps I since saw at Sir John Fielding's; (produced and deposed to.)

John Noaks. I found these pumps upon a shelf in Strode's room, in an alley in Golden-lane; Strode was in the room at the time; Marston was with us; I found these three cords and this flag basket there also; (produced in court.)

William Mingey. I came to town with the machine; these cords and basket are my property; they were in my box which was stole.

William Haliburton. Last Wednesday se'nnight I was sent by Sir John Fielding to watch a post-chaise with a portmanteau tied behind it, to see if we could detect any of those persons who steal things from behind coaches; there were some of Sir John's people in the chaise; we went a good way up Holbourn; I saw two people which we suspected, in the narrow place before we came to St. Giles's; they were Jones and Marston; I knew Jones before; presently one of the cords that fastened the portmanteau was cut; this was betwixt

six and seven at night; they being very near, we took them on suspicion; they told us, Strode was one of their company; I was ordered to go along with Noaks to take Strode; going along, we called at the White Hart, St. John Street, at Mr. Aldwin's, who had lost a box; he went with us; when in Strode's room, he observing the pumps, knowing such were lost, bid us take care of them; we did, and took Strode to New Prison.

John Marston. There were Francis Parsons, Edward Strode, Jones and I in company; one night after dark, not quite three weeks ago, I believe in Lad-lane, at the Swan and two Necks, Parsons got into a machine, and lifted out a white deal square box; I carried it by the horses, and gave it to Jones, who ran away with it; we went to the Half-moon tavern in Aldersgate-street; it was done round with a strap, and buckled; we opened it; there was a bag full of letters; a pair of silver buckles; Parsons gave us 8 s. for them; we took out a pair of pumps, and this basket and cords, and left them at Strode's house; then we went to the Fountain tavern, by St. Sepulchre's church.

The two waiters whom Marston described were sent for; William Short, waiter at the Fountain tavern, deposed he remembered seeing Jones (who was a Black) but could not recollect any others. Thomas Jones, waiter at the Half-moon, deposed he remembered some company coming to the room which Marston mentioned, with a box about eight or nine days before, he believed there were three or four of them, but could not recollect any of the prisoners.

Strode's defence.

I knew nothing of this till they came and fetched the things; Marston brought them to my house. Jones Acquitted. Strode Guilty. T.

119. (M.) Sarah Fennell, widow, was indicted for stealing eight yards of callimanco, value 10 s. and eight yards of stuff lining, the property of Thomas Leach, Dec. 4. †

Thomas Leach. I live in King-street, Seven Dials. On the 1st of last month I employed the prisoner in quilting; on the 4th the prisoner was quilting a black callimanco petticoat in the shop above; about nine at night the prisoner and petticoat were gone. I found her at her father's in Parker's-lane, and she was put into the round-house; she sent me a letter afterwards, which she owned since she sent me; (it was read) the contents were that the coat was pawned in Clare-street, Clare-market, for 11 s. in the name of Sarah Johnson, and that she was going to sell herself. I went to the pawnbroker's and found the coat there.

Thomas

Thomas Nasse. I live with Mr. Spire, a pawnbroker in Clare-street; I took in this coat of a woman that came in the name of Johnson; (*produced and deposed to.*)

Prosecutor. The prisoner owned before Sir John Fielding she pledged the coat to this person; she knew him but he did not know her.

The prisoner said nothing in her defence. Guilty, 10d. W.

120. (L.) *Joseph Porter* was indicted for that he on the 4th of January, about the hour of six in the night, the dwelling-house of Samuel Adgit did break and enter, and stealing a pair of leather breeches, value 3s. a pair of silk knit breeches, and six pair of cloth breeches, the property of the said Samuel, in his dwelling-house. †

Samuel Adgit. I live in Field-lane. Last Sunday was se'nnight I went to bed between five and six in the evening and left my wife up; she called me and said she was robbed; I found eight pair of breeches were gone; I looked about but saw nobody; the next day I took the prisoner up at the Black Raven; he owned he was the person that robbed me.

Grace Adgit. I am wife to the prosecutor. Last Sunday was se'nnight, between five and six in the evening, I had been out to get a pint of beer, and left a candle on the counter, and the top part of the door open, and was sitting by the fire-side, reading in Jeremiah; I saw a man in the shop with a pair of breeches in his hand; he got out at the door, and another man took them; he blew the candle out, and ran towards Holbourn.

Q. Was the lower hatch bolted?

G. Adgit. I think it was.

James Williamson. I am an officer; I was sent for to the Black Raven in Chick-lane; I was charged with a man in a blue coat; he denied being concerned, but said, to clear himself, he knew who did this robbery; he took me to the lodgings of John Seedy in Field-lane; he was just got up; these breeches lay behind his pillow; (*produced and deposed to by prosecutor.*) We took Seedy to the Black Raven. I asked him if he knew any more of his accomplices; he took me to a house; he went, I thought, into a parlour, but I found he went into an alley, and got off; then I went to the Raven again, and applied to the first man taken up, named Hughes; then he took me to the prisoner's lodgings; he was in bed; we made him get up; I brought him to the Black Raven; I asked Hughes if he knew of any more; then the prisoner told the prosecutor he could help him to the woman that bought the goods of Seedy; he

took us to a private house on the back of Saffron-hill; having no warrant we went to Justice Girdler, there Hughes desired the prisoner to clear him, persisting he was innocent; the justice said, he had been before him several times; then the prisoner said, Sir, Hughes is innocent of this, for I am the man that robbed Mr. Adgit of his breeches, and said, he took six more pair; upon that he was committed; when we were at the alehouse; the prisoner owned, he first kicked at the door, and no body came; and that if they had, he should have made some excuse; but as nobody came, he came in and took the breeches.

Prisoner's defence.

The door was upon the jar, and I picked them up upon the steps, and gave them to Jack Seedy. Guilty of felony only. T.

(L.) 121. *Samuel Moses* was indicted for stealing a woollen waistcoat, value 12d. the property of Charles Hammerton; and a woollen cloth coat, the property of Richard Rawlins, Dec. 19. †

Charles Hammerton. I am a paviour employed by the commissioners. On the 19th of December, in the evening, I was looking over my men in Newgate-street; I observed the prisoner and another man loitering about; my people said they had observed them some time; in a few minutes I heard the cry stop thief; my men pursued, and took the prisoner: the other witness will give a farther account.

William Fullham. I was at work; the clothes were laid upon a post; I saw the prisoner take the coat and waistcoat, and run away; I pursued, calling stop thief; he dropped the clothes in Newgate-street, and he was stopped in Newgate-market by the butchers; (*the clothes produced in court.*)

Richard Rawlins. This coat is my property; I had left it upon a post, from whence the prisoner took it; the waistcoat is the property of the apprentice.

Prisoner's defence.

I heard them call stop thief, and a butcher stopped me; I know nothing about the things. Guilty. T.

122. (L.) *Abraham Cohen* was indicted for making an assault on Mary Liscome, widow, on the King's highway, putting her in corporal fear and danger of her life, and violently taking from her person a chip hat, covered with satin, value 2s. and a linen cap, the property of the said Mary, Jan. 1. †

Mary Liscome. I live on the other side Moorfields; on New Year's day, between one and two in the morning, I was in search of a woman that had robbed

robbed me; my sister was with me; I was near the Royal Exchange, being told I should find her there, she being a woman of the town: there was the prisoner, and two or three more with him; he came and said nothing to me, but snatched my hat and cap; it was a chip hat, covered with tatten, and ran away with them; I called out, he turned again, and gave me several blows; none of the other people offered to meddle with me; I saw him again before my Lord-Mayor the next day; I don't know how he was taken.

John Ross. Between five and six in the morning of the 1st of this month, the prisoner was brought to the Poultry Compter; two watchmen with him, told me had picked a young man's pocket of a watch, in Aldgate watch-house; the prisoner owned he had, and swore he would keep it; he was searched, and under his coat, on his left side, was found this hat; (*produced in court.*)

Prosecutrix. This is my hat, which the prisoner took from me.

Ross. The prisoner appeared to be drunk; I asked him how he came by that hat; he answered with a d—n, he had knocked a woman down in Cornhill, and taken her hat.

The prisoner, in his defence said, he sold goods about, muslin and plate, and paid 14l. a year for a licence.

He called Mary Dulwich, who had known him 12 years, and Mary Onion two, who said he was a very honest man. Guilty of stealing the hat. T.

There was another indictment against him for stealing the watch.

123, 124. (*M.*) Miles Barne, and Anne his wife, otherwise Anne Warren, were indicted for stealing six china tea cups, six china saucers, a silk bonnet, seven silver tea-spoons, a pair of silver tea-tongs, a silver ladle, a silver punch-strainer, 14 china plates, a china punch-bowl, and a clock in a mahogany case, the property of William Payne, November 30. ||

William Payne. I live at Mile end, I am master of a ship; on the 30th of November, I was just come from Jamaica; coming home, at 11 o'clock at night, I saw my house on fire; I was informed it began about half an hour after 9; I was like a distracted man; I found my wife and two children at a neighbour's house, the other two children were burnt in the flames; my wife had nothing but her shift and night-cap on; she got the two children out of a two-pair of stairs window; the other witnesses can give a farther account.

Robert Stone. I being a carpenter and joiner, and

had put the fixtures up, went in to take them down at the time of the fire; I looked round to see who I knew; I saw Mrs. Barne, and a great number of people below; the upper part of the house was then on fire; (*the prisoner keeps a public-house, the Blue Anchor at Mile-end;*) I said to her, Pray give a look out that no body takes down the furniture, to tear things down; as I was taking the chimney-glass down, she was at the cupboard, taking the china and things out into her apron; after that, the things were handed out by one and another; the next day I let the Captain know Mrs. Barne took the things out of the cupboard and beaufet; he sent me to her, to know what she had taken out; I went into her tap-room; I told her the Captain desired to know what goods she had taken to her house; she said she had nothing of plate but a milk-pot, and some china, and a large bowl, which she broke; I think she mentioned a tea-board and bonnet, and she would deliver them as soon as they were sent for, and wished there was ten times as much; I returned, and told the Captain what she said; I don't remember that I saw Miles Barne at the fire.

Elizabeth Castle. I lived servant with Captain Payne at the time of the fire; I heard, four days after the fire, that Mrs. Barne had some of the china and tea-spoons, a punch-strainer, and a pair of silver tea-tongs, that I put into a jug in the beaufet, before I went to bed that night; my mistress and I went to bed just at 9 o'clock; I went and asked Mrs. Barne after them; she told me she had some of the china, a tea-board and a silver milk-pot; I said I would take my oath I put the spoons, strainer, and tongs into it, I call it a jug; she gave me some china, and the tea-board and milk-pot, and said they were all she had of Mr. Payne's things; I repeated two or three times, I could take an oath I put them in together before I went to bed; she two or three times over said, Young woman, these are all I had of Mr. Payne's things; I was taken out at a two pair of stairs window.

Joseph Gosfre. I am an officer in the hamlet of Mile end; Mr. Payne brought me a search-warrant; I went with him to search Mr. Barne's house; neither he nor his wife were at home; this was about a month or five weeks after the fire; in a corner-cupboard in their bed-room, we found some china, which Mr. Payne owned, half a dozen cups and saucers, a tea-pot, some silver tea-spoons and a silk bonnet.

Capt. Payne. I know the china and spoons to be my property. I had them before the last voyage; here is a small tea-spoon, marked O.P. I have had some time; when

when we took the woman at the bar before the Justice, she owned she took them from my house; she likewise owned she took my eight-day clock which was found; she said, she was led into the scrape by another woman.

Mary Anderson. I had lodged in the prisoner's house about four months before the fire happened; that night my husband and I went to bed about seven, the fire broke out between nine and ten. Mrs. Barne had been at the fire, and came home and called me up; I went there, but she was gone again before me; she was coming with things in her lap, down the captain's steps of his house; some man gave me a large tea-board and bonnet; I brought them home, and put them into my landlady's care; I saw the clock standing in her bedroom; the next morning they were all in the club-room on a table; there was a great deal of china, a punch-strainer, a milk-pot, and some tea-spoons; I saw them there a day or two before Christmas-day; I said to her, I thought you had said you had sent the captain's things all home; she said, for God's sake do not make a noise, I will send them home by somebody; on the Friday after Christmas I was making my bed, she brought half a dozen cups and saucers, and said, as my husband was out of work, I might make some money of them; I would not take them, but advised her to carry them to the captain, or I would tell the captain of them; when I came down, she said to me, she was ashamed to carry them home then; I said, hire somebody, I dare say the captain will be glad to have them again; then she desired me to take them, and she would give me some money, and forgive me a debt which we owed her; I said, I would tell the captain of them, and went over the way; she followed me, and begged I would not; I did not then, but I did tell him yesterday fortnight.

Catharine Lawrence. This day fortnight, about half an hour after seven in the morning, the woman at the bar came to my mistress's, Mrs. Cornish's, opposite the new infirmary; my master is in the Marshalsea prison, in the Borough; she desired me to go and tell her sister to come to her directly, but not to say where she was; I brought her; after that she and I went in a coach, to her friend in Fishmongers-alley, in the Borough; I took care of two bundles of things, the winder of the clock was in one, and I heard the clock strike in the coach; I delivered the bundle to the publican, at the Mermaid, facing the Marshalsea.

Samuel Davis. On Sunday was sent night, the captain had taken the two prisoners; he sent for

me; I took them to the watch-house; I staid with them at the public-house all night, at the sign of the Hayfield; the captain came the next morning; then Mrs. Barne took six silver tea-spoons, a strainer, and a pair of tongs, out of her pocket, and delivered them, on the road, going along, she told me she had left the punch-strainer at a house; we went, and it was delivered to us; (*produced in court, and deposed to;*) she gave the captain directions where to find more, which were the eight-day table-clock, and china.

Prosecutor. I wrote an order, and Francis Galloway fetched them from the Bull-head in Kent-street; (*produced and deposed to.*)

Francis Galloway, a watchman, deposed he went by the captain's order, and had the clock and things delivered to him at the Bull's-head, Kent-street, by one Conner.

Anne Barne's defence.

The things that I took out of the captain's house, I delivered again; I know nothing of those things; Anderson knew I had the things in my house; she wanted me to give her seven guineas to conceal them, and I would not; she brought in many things, and said she would have them herself; my husband made me bring them down, and deliver them to the captain's maid.

She called John Cole, Henry Broughton, William How, Thomas Wright, Joseph Brian, and John Conner, who gave her a good character.

Miles Barne, Acquitted. Anne Barne, otherwise Warren, Guilty. T.

125, 126. (M.) James Stewart and John Harris were indicted, for that they, together with John Fisher not taken, on the 21st of December, in the night-time, the dwelling-house of Deedery Hoffe did break and enter, and stealing one duffel great coat, two cloth coats, and two ticking frocks, the property of the said Deedery, in his dwelling-house. †

Deedery Hoffe. I keep a sale-shop in Chick-lane; I secured my house, and was at Mr. Fennel's, a public-house next door; about ten at night on the 21st of December, there was an alarm my house was broke; I went, and found my window-shutter was broke and my door open; I found afterwards I had lost about 20s. worth of things.

William Fennel. Between ten and eleven that night, I seeing the prosecutor's door open, and knowing he had no family, as I went towards it two boys rushed out; I seized the door and pulled it too; I found something pull against me within; I called some of my people to bring a light; they and the prosecutor came, and when I had a light

the shelves were quite stripped, and there were clothes heaped up as high as my knees by the side of the door; I found Stewart on his face behind the counter; I took him in custody; I asked him who was with him; he said nobody; after I brought him to my house, I went out to take observation; I saw a boy looking into my passage; he seeing me, ran away; in about half an hour after this, I went out and saw the prisoner Harris looking in at my parlour window where Stewart was, upon which I seized him, and carried him to Stewart, and asked him if he knew him; he cried, and said he did not; then I took Harris into a separate room; then he owned Stewart and he were together; then I went to Stewart, he owned Harris was with him, and Fisher was another; he said they had carried some of the clothes, and hid them under a bench at the Ram-inn in Smithfield; Harris said nothing to that. I and two or three more went there, but found nothing. The next day we took the prisoners before Justice Girdler; there they both told us how they got in; they were very free to tell all we asked about.

Richard Bennet, who was in the public-house at the time the last witness mentioned, confirmed the account he gave.

Stewart's defence.

I seeing the door open, I had money in my pocket, went in to buy a pair of breeches; there was no light; just as I got in, Mr. Fennel came; one said he had a knife, another a poker, the other a great stick; I was affrighted, and went behind the counter.

Harris's defence.

I know nothing at all about it.

William Burroughs and Richard Scallop gave Harris the character of an industrious working boy. Stewart guilty of stealing the goods. T. Harris acquitted.

127. (M.) *Andrew Martin* was indicted for stealing a pair of silk stockings, value 10s. the property of Richard March, Dec. 24. †

Richard March. I am a hosier, and live on the outside of Temple-bar. On the 24th of December, between five and six in the evening, the prisoner came into my shop to buy a pair of silk stockings; he first wanted to see coloured ones, then some white ones, then the coloured ones again; he bought a pair at 14s. he gave me a guinea to change; while he was looking out the guinea, I folded up the pair he bought in a bit of paper, and laid them on the counter; while I was feeling in my pocket for the change, he went to the place where I laid the coloured ones; he turned his

backside to the edge of the counter, and put his hand behind him, and took a pair of stockings from the counter; I saw his hand, and saw the stockings move; I was so flustered, I had not power to count the change at first; he approached two or three steps forward to take the change; I gave it him; he counted it, and said it was right; I took the stockings that he had purchased, and jumped over the counter, and said, Sir, I'll see what you have about you of my property, you have robbed me; he said I might search him, if I found any thing I was welcome to take it; he unbuttoned his great coat, and down fell the stockings; I took them up, and sent my apprentice for a constable, and took him before Justice Fielding; *(the stockings produced and deposed to.)* I delivered his stockings to him before Sir John Fielding.

Grace Chapel, his servant-maid, deposed to seeing the stockings drop from the prisoner's clothes.

Prisoner's defence.

I went in to look at a pair of stockings; he took three or four pair, and laid them on the counter; I said I did not like them; he fetched some other; I pitched upon a pair, and agreed for them; I took a guinea out, and took the stockings in my hand; he said, you shall not go out of my shop, you have robbed me; I looked, there lay a pair of stockings on the ground by the counter; they might drop from the counter; I am a Swede.

Prosecutor. He was standing in the middle of the shop when the stockings fell from him.

He called John Edwards, Mr. Humphreys, Mr. Pikey, Mr. Man, Mr. Conner, William Wilson, John Davis, James Letall, Stephen Toolcy, John Briler, and John Edington, who gave him a good character. Guilty. T.

128. (L.) *Joseph Alexander* was indicted for wilful and corrupt perjury, in order to get a licence to solemnize a marriage between himself and Charlotte Nesbit, spinster, under the age of twenty-one years, without the consent or knowledge of her friends, November 3, 1766. †

Philip More. I am a clerk at the vicar-general's office; I have here the original affidavit, sworn before Dr. Harris; that is one of the offices to which parties apply for licences of marriage; mine is to the province of Canterbury; *(the affidavit produced in court;)* the proctor that passes the licence fills it up, and that is the warrant, upon which the licence issues; this is the case in the office of all parties, where they are supposed to be at age; the penalty is 200l. if the facts set forth are not true.

David

David Sidal. I am clerk to Mr. Toliadoc, a proctor; I filled up this affidavit, and saw it sworn by Joseph Alexander, the prisoner, I believe, before Dr. Harris, a surrogate; upon this there was a licence granted.

Mr. More. Dr. Harris is surrogate to Dr. Calvert, vicar-general to the archbishop of Canterbury.

Cross examination.

Q. Why do you believe the prisoner to be the man who swore to the affidavit?

Sidal. It was a black that swore it, and I saw the prisoner twice before; (note, the prisoner was a black).

Robert Nesbit. The prisoner at the bar married my daughter; I have seen him write several times, I know this his name on the affidavit, to be his hand-writing, and this name, Charlotte Nesbit, is my daughter's hand-writing; they were married, I think, on the 27th of November last, after which he took her away in a coach; I never saw her till three weeks after; the date of the affidavit is the 3d of November, 1766; then she was sixteen years, ten months, and some odd days, of age; she had been at a French school, and the prisoner used to come once a night, to give her a lesson, to compleat her; this marriage was entirely without my knowledge or consent.

Cross examination.

Q. What are you?

Nesbit. I am a stone-mason.

Q. How long has the prisoner been acquainted in your family?

Nesbit. I think about two years and six months.

The Rev. Mr. Skinner. I married Joseph Alexander, and Charlotte Nesbit, by licence, at St. James's church, Westminster.

Q. Was that Alexander a black, or a white man?

Mr. Skinner. That I do not know; there are so many couples married, I cannot recollect that.

Sarah Nesbit. Charlotte Nesbit is my daughter; she was born the 5th of January, 1749, O. S.

The affidavit read in court, dated November 3, 1766, signed Joseph Alexander. Sworn before me, George Harris, surrogate.

The prisoner said nothing in his defence.

To his character.

William Riley. I lived servant with the Venetian ambassador, when the prisoner quitted his place there; I was acquainted with him about half a year before he came into the service, he always behaved very well, a very sober man, for any thing I ever saw; he was esteemed very much among his fellow-servants.

Mrs. Minioe. I have known him ever since he came over from France with the duke de Nivernois; he lived with the Venetian ambassador, and behaved always very well.

Bonaventie Minioe, a black. I am husband to the last witness; I have known him ever since he came from France; he lived with the Venetian ambassador, and behaved well.

Mrs. Davis. I have known him four years; he is a very honest just man; my husband and he lived servants together at the ambassador's some years; I never heard any ill of him.

Barnaby Farney, a black. I have known him ever since he came with duke de Nivernois; he always bore an extreme good character by every body that knew him. Guilty. Sentence respited till next sessions.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 3.

Timothy Iredale, William Collinson, and John Williamson.

Williamson was executed on Monday the 19th of January, in Moorfields.

Transportation for 14 years, 1.

Richard Smith.

Transportation for 7 years, 19.

Margaret Walton, Peter Molney, Joseph Morley, Samuel Moses, Abraham Corwen, Thomas Bourke, Elizabeth Merchant, Anne White, Catharine Davis, William Taylor, James Johnson, William Egan, Anne Barne, Thomas Rutter, Richard Jones, James Stewart, Edward Strobe, Andrew Martin, and Anne Neptune.

Joseph Alexander, sentence respited.

Branded, 4.

Thomas Cook, John William Lewis, William Kingf. land, and John Freeman.

Whipped, 2.

Sarah Fennel and Arthur Roan.

Samuel Orton, William Thornbill, William Walker, and William Johnson, capitally convicted in December Sessions, were executed on Wednesday the 14th of January.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor,

GOD save the KING.

The next sessions begins on Monday the 16th of February at Guildhall, and on Wednesday the 18th at the Old-Bailey.

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ON THE
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OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of **L O N D O N**;

And also the

G O A L D E L I V E R Y

FOR THE

COUNTY of **M I D D L E S E X**,

HELD AT

JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 18th, *Thursday* the 19th, and *Friday* the 20th, of **FEBRUARY**.

In the Seventh Year of His MAJESTY's Reign.

Being the Third SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR R O B E R T K I T E, KNT.

LORD-MAYOR of the CITY of **L O N D O N**.

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O N T H E

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of *London*; the Hon. Sir EDWARD CLIVE, Knt. one of the Justices of his Majesty's Court of Common Pleas*; the Hon. GEORGE PERROT, Esq; one of the Barons of his Majesty's Court of Exchequer†; the Hon. JAMES HEWITT, Esq; one of his Majesty's Justices of the Court of King's Bench‡; JAMES EYRE, Esq; Recorder§; and others of his Majesty's Justices of *Oyer and Terminer* of the said City and County.

LONDON JURY.

Joseph Swift,	Daniel Burton,
William Markbee,	John Crockett,
John Sturt,	John Manning,
Joseph Jacobs,	Thomas Shackle,
John Chamin,	John Hayward,
William Herring,	John Lee.

MIDDLESEX JURY.

William Dow,	Thomas Stockdale,
George Lark,	Thomas Turner,
Samuel Cook,	Andrew Nash,
John Joyce,	Wm. Sheeringham,
Benj. Sutherland,	Henry Rogers,
Rich. Gibbons,	John Watts.

129, 130. (L.)

John Hewitt and John Pouting were indicted for stealing 15 yards of printed linen for handkerchiefs, value

40s. the property of Joseph Fryer, Feb. 2. †

Joseph Fryer. I can only say the linen is my property.

John Watkins. I am servant to Mr. Fryer. On the second of this instant, in the afternoon, about dusk, I was in the shop; I heard the glass crack; I looked, and saw the two boys at the bar at the window in the street; I observed Hewitt's hand in at the broken glass, almost up to his elbow, and saw him draw this piece of printed linen (*produced in court*) to the hole; I went out, and brought the two boys into the shop.

Q. Was any part of the linen drawn through the hole?

Watkins. I believe there was some of it through, but my master's brother took it away from the place; he is not here.

Hewitt's defence.

I was making water, and this boy (*meaning the other prisoner*) took and pushed my arm in through the window; I have an uncle at Lambeth; I was at the workhouse there, and I ran away from thence.

Pouting's defence.

I was apprentice to a chair-maker, and was obliged to run away for want of victuals, and I was taken up the next day; I am 14 years of age. Hewitt Guilty. T. Pouting Guilty. B.

131 (M.) Joseph, otherwise Thomas Smith, was indicted for that he on the 11th of February, about the hour of ten o'clock in the forenoon, the

N. B. The characters* † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

dwelling-

dwelling-house of Thomas Grove did break and enter, no person being therein, and stealing three gold rings, value 40 s. one silk girdle, value 2 d. one silk handkerchief, value 4 d. one crape hat-band, value 2 d. a pair of men's shoes, value 2 s. a pair of worsted hose, value 6 d. and one linen shirt, value 12 d. the property of the said Thomas, in his dwelling-house. ||

Thomas Grove. I live at Hampstead. Last Wednesday I went to London, about seven in the morning, and left my maid at home alone; I had a person come, and told me my house was broke open; I then came home directly; I found three chests and a chest of drawers broke open; I missed three gold rings, a girdle, a handkerchief, a new pair of shoes, a pair of worsted stockings and a shirt; I lost some money, but cannot swear to the quantity. The prisoner came begging in the hard weather, and I employed him, and he lay in the barn; I was going to clothe him, intending to make a good boy of him; here are the evidences that took him, can give an account of what things they found upon him.

Richard Cook. I am a plumber, and live at Hampstead. On Wednesday last, I and my friend went in at the Black Lion at West-end, there we heard people talking of this robbery; the man of the house described the boy to us, which Mr. Grove had a suspicion of; they said the boy went up a bye lane; we went up to a barn in the lane to search, and in searching about, trod upon the boy's feet, he was covered in the hay; we found his cloaths answered to the description; we charged him with this robbery; he confessed he had done it, and said he was very sorry, and delivered these things to us in the barn, (*producing three gold rings, a silk handkerchief, a crape hat-band, and silk girdle; deposed to by the prosecutor, as part of the goods he lost at that time;*) we asked how he got in; he said, the maid was gone up into the town, and there were some tiles broke, and he took off a few more, and got in, and took the things; we took him before the justice, and he was committed.

Prisoner. I am 14 years of age next January.

William Doger. I was along with Cook at the Black Lion, and hearing of this robbery, and the boy suspected described, we went up the lane where we was informed he went up; we went into a barn there, and found him under the hay; we charged him with robbing Mr. Grove; he said he had done it, and was very sorry for what he had done.

The prisoner said nothing in his defence. Guilty of stealing the things, value 3 s. 6 d. Acquitted of the burglary. T.

132. (M.) Thomas Saville was indicted for stealing a hand-saw, value 5 s. the property of Robert Constance, Jan. 29. *

Robert Constance. I am a carpenter, and live in Little Compton-street; I was at work at a house in Salisbury-street in the Strand; I went to dinner on the 29th of January, and coming to work again, I met the prisoner coming out at the door of the house where I was at work; I perceived something under his coat; I asked him what he had got there; he said, a saw; I desired to look at it; I took it from under his coat, and found it to be my property, which I had been using not an hour before; (*produced and deposed to.*)

Hugh Barley. I am a carpenter; I was with the prosecutor when he took the saw from under the prisoner's coat.

Prisoner's defence.

I went into that house; there was a man there, I asked him for a job; he said he could not help me to a job, but he gave me that saw, and said, I might get a job hard by.

Q. to prosecutor. Did the prisoner say to you how he came by the saw?

Prosecutor. No, he did not. Guilty 10 d. T.

133. Miles Reynolds was indicted for stealing a jointer plane, value 4 s. a hand-saw, value 2 s. and a pannel-saw, value 2 s. the property of William Harris, Jan. 29. *

William Harris. I am a cabinet-maker, and live in Lambert-court, Long-acre; I went out on the 29th of January about nine in the morning, and returned about twelve, and found the door of my work-shop broke open, and the things mentioned in the indictment were taken away; I was informed the prisoner, who had worked for me some little time before, was seen about; I set my apprentice to enquire where he lived; we found him; and took him before Justice Fielding; there he confessed he had taken them, and told where he had sold them; the Justice sent for them; (*produced in court and deposed to.*)

Hannah Clegg. I keep a broker's shop; the prisoner came and offered these things here to me to sell; I gave him 3 s. 6 d. for them.

Q. to prosecutor. What are they worth?

Prosecutor. They are worth above 8 s.

Prisoner's

Prisoner's defence.

I worked for the prosecutor several times ; he has lent me tools several times ; I went there, and the door was open ; the apprentice was out ; I made bold to take these things.

Q. to prosecutor. Did you ever lend the prisoner tools ?

Prosecutor. I have, and he has brought them back again.

Q. Did he ever pawn any of the tools which you lent him ?

Prosecutor. No.

Q. Did you ever lend him any in order to raise money on them ?

Prosecutor. No, he worked with me but a very little while ; the first time I employed him, he went away, and left his work unfinished : it was through a friend of his that I lent him tools. Guilty. T.

134. (M.) John Brown was indicted for stealing a pair of linen sheets, value 5 s. two pillow-bears, value 2 s. two pillows, value 2 s. two stuff curtains, value 10 s. three woollen blankets, value 6 s. the property of William Hutchinson, in a certain lodging room, lett by contract to him the said prisoner, &c. Jan. 21. *

William Hutchinson. I live in Red-lion-street, Holbourn ; I lett the prisoner a ready-furnished lodging ; the things mentioned in the indictment were part of the furniture, (mentioning them by name) the prisoner and his wife quarrelled ; she went out over night, and he went away the next morning ; I had a suspicion they had stole something ; I opened the door, and missed the things mentioned ; the prisoner was taken up, and committed upon suspicion, and the day after a gentleman came to me, and told me, if I would set the prisoner at liberty, he would advance money to get my things again.

Q. What was that gentleman's name ?

Hutchinson. His name is Jackson ; he and the prisoner's wife brought the things to Justice Girdler's ; they had taken them out of pawn ; the Justice asked the prisoner if his wife was concerned ; he answered she was, in carrying the things away. Acquitted.

135. (M.) Sarah Hall, spinster, was indicted for stealing a callicoe bed-quilt, value 2 s. the property of John Hayes, Jan. 19. †

Anne Cook. I live with Mr. Hayes at the White Horse at Uxbridge ; the prisoner was brought with a pass to our town on the 19th of January, but not

to our house ; I can only say that this quilt is my master's property ; I missed it the evening it was stolen.

Thomas Woodbridge. I am hostler to Mr. Hayes ; after the quilt was missing, my master sent me to see if I could hear any thing of it ; I went, and found part of the quilt on the bed, where the prisoner was lying in bed, at the house of John White, at Uxbridge ; I then went and let my master know of it ; he and Mr. Moore the constable came ; we went up into the room, and found a part of the quilt on the bed upon her ; we took her in custody, and in the evening she confessed she had been up into three or four of my master's rooms, and had taken the quilt and torn it in two, and thrown one part of it into the yard, and had taken the other away ; and the next day we found that other part behind a pair of gates, according to her direction.

Mr. Moore. I was at the apprehending the prisoner ; I asked her how she came by the quilt ; at first she said she found it ; then I said, if you have any confederates, it may be the means of bringing you off easier, if you will confess ; she said, there was a tall woman with her, but that we found was not true ; but before I said any thing to her, there was a heel of a woman's shoe given to me, that was found in the room by the side of Mr. Hayes's bed ; and when we found her at White's, there was a shoe and buckle by her bed-side without a heel ; we fitted the heel to it, and they appeared to belong to each other ; (produced in court, and compared.)

Q. Did you observe whether she had the fellow buckle on the other shoe ?

Moore. She said she had but one buckle ; there was none in the other shoe. Guilty. T.

136, 137. (M.) Edward Bullinge and John Wilkinson, were indicted, together with John Row not taken, for stealing 33 geese, value 5 l. the property of John Balch, Jan. 14. †

John Balch. I am a poulterer, and live at Mile-end ; I lost 33 geese in a shed in my yard, on the 14th of January ; they were safe in the evening. One Abraham Levi came to my house, and told me he could inform me about them.

Abraham Levi. I live in Duke's place ; I am a poulterer by trade. Samuel Thomas, the man that bought these geese, sent for me ; I went with him and looked at them ; we picked out the best of them ; I was sent to Wilkinson's house ; I went and ordered him to come for the money to Samuel Thomas's house ; Wilkinson owned to me the geese came out of the prosecutor's yard ; I asked him

him how he got in, there being great dogs there; he said there was one dog that knew him, he having worked there.

Balch. When we took the two prisoners up, Wilkinson owned before Sir John Fielding, that he took more than 20 geese out of my yard, and Sullinge said he was there, and took some.

Thomas Wash. I met Sullinge on a Sunday night about a month ago; he took me with him to the prosecutor's yard; we took away 18 then, and on the night following, Wilkinson, I, and Row, went there; this was the 14th of January; Wilkinson opened the gate; a great dog came; he held out his stick; the dog ran away; we went in, and took out 33 geese and a turkey.

Sullinge's defence.

Thomas Wash was the person that led me into this bad way.

Wilkinson said nothing in his defence. Both guilty. T.

There were two other indictments against Sullinge.

138. (M.) Richard Sullinge was indicted for stealing one copper fish-pan, value 2 s. four brass fish-pans, value 25 s. and three dozen of jelly-glasses, value 20 s. the property of Hugh Lake, Jan. 7. †

Hugh Lake. On the eighth of January, I missed the things mentioned in the indictment, and advertised them the next day; after which, Levi the Jew came and informed me about them; I was before Sir John Fielding; there I heard the prisoner own he took the things; they were all mentioned before Sir John, and he owned the taking them all.

Thomas Wash. The prisoner took John Row and I to the prosecutor's house, and got over the wall, and came back again, and said, he had got some brass things; he went and brought the things mentioned in the indictment (*mentioning them by name.*) We asked him what was become of the dog; he said he had drove him over the wall.

Prisoner's defence.

Wash asked me to get over this wall. Guilty. T.

139. (M.) Mary Miller, spinster, was indicted for stealing a watch, the outside case shagreen, the box metal, value 20 s. one metal watch-chain and trinkets, value 5 s. one garnet ring set in gold, value 5 s. one red coloured ring set in gold, one crystal stone ring set in gold, one breast-buckle, one pair of paste shoe-buckles, a pair of stays, a dimity petticoat, a silk handkerchief, a linen sheet, a pair of worsted stockings, and a pair of cotton

hose, the property of Mary Denter, spinster; Jan. 16. †

Mary Denter. I keep a cook's shop in Cable-street, in the parish of St. George in the East; the prisoner lived servant with me betwixt four and five months. I had been lame some time about Christmas, and was obliged to trust her with my keys, to go to my drawers for money. On the 16th or 17th of January, when I was able to look a little after my affairs, the prisoner went out; I missed the watch, three stone rings, breast buckle, and some other things; I made known my loss, and people went out to see if they could apprehend her; upon pulling out one of my drawers, I found a bunch of keys; then upon examining farther, I missed all the things laid in the indictment; the prisoner had told me for about a week before, she had lost my keys; she was soon found, and brought home; I asked her where my things were; she said they were in the drawers; I asked her what was become of my keys; she said they were lost; she was rather sullen, and would say nothing about the things; the watch, three rings, and breast-buckle were found at Mr. Allen's, and the stays, silk handkerchief, and cotton hose were found at Mrs. King's.

2. Did you ever send her with any things to pawn at those places?

M. Denter. I once sent her with things to pawn to Mr. Allen, but I did not send her with any of these things.

Mary King. I took in these pair of cotton stockings, a pair of stays, and silk handkerchief (*producing them*) of the prisoner at the bar, at three different times; the maid said her mistress sent her. I lent her 18 d. upon the stockings, and she had a shilling and a candle on the handkerchief, and 4 s. 9 d. upon the stays, and had things with part of the money in my shop; this was about Christmas last.

2. Did Mrs. Denter use your shop?

M. King. That I do not know; the maid used to come sometimes, and so she did when she lived at another place.

M. Denter. I always sent ready money for what I bought; where the girl went I do not know; I did not send her to any particular place.

Samuel Penning. I lived in Mrs. Denter's house when the prisoner was servant there; when these things were missing, I went out in order to find her, and met a woman leading her home drunk.

John Morson. I knew the prisoner when she lived servant with the prosecutrix; I was told she had stole the watch and things, and run away; I went to see for her; I went in at Mr. Allen's; there I

D d found

found she had pawned these things that have been mentioned to be found there; coming home, I saw a woman leading the prisoner home drunk; I asked her where her mistress's things were; she said she could find them in her mistress's drawers; I said, it is in vain to look, for I have seen them at Mr. Allen's; then she said her mistress had sent her with them; we took her to Justice Hodgson, and he committed her.

Q. What did she say for herself?

Morton. She said she did not care about it, for they could not hang her, they could only transport her, and what did she care for that.

Anne Evans. I happened to be in the room when the prisoner was taken up; they asked where the things were; she said they were in the drawer; then she was told they were found at Mr. Allen's; she was searched, and a guinea and 4 s. were found in her hand, and 18 d. in her pocket; at first she did not insist upon that, of her mistress sending her with the things, but when she was going before the Justice, then she said her mistress sent her with them; (*the things found produced and deposed to.*)

Prisoner's defence.

My mistress sent me with the watch on the 15th of January, saying, she had a great deal of money to pay; she keeps two disorderly houses, and wanted to pay her rent; I asked Mr. Allen three guineas upon it; he bid me go back and tell her, it was not worth the money; the next day she sent me with the rings and buckles, and desired me to get two guineas and a half upon them; he was not at home; his wife said she could lend but little or nothing upon them; after that, he lent me a guinea and a half upon them; I was coming home, and saw an old woman; I bought a hat of her for 7 d. she took me to a house; I got a little in liquor: when I came home, my mistress fell a quarrelling, and said I had stole the things. I have lost my character by living in such a disorderly house, and have no friends to speak for me. Guilty. T.

140. (L.) Solomon Benandine was indicted for stealing an iron shovel with a wooden handle, value 2 s. 6 d. the property of James Aderley, Feb. 13. †

William Lloyd. I live in the Borough, am a pauper's labourer; my master is James Aderley; the shovel of his which I was using was lost from the work last Friday between one and two o'clock near Shoemaker-row; I went for some pipes, and when I returned it was gone; (*the shovel produced in court and deposed to.*)

Edward Sculley. I live in Moor-lane, I am a bricklayer's labourer; last Friday the prisoner came into the building where I was at work; he said he had a good shovel to sell; we desired him to go and bring it; he said, the man that owned it was at the Three Pigeons; I told him to bring the man; he went for the man, and brought only the shovel; I seeing the mark upon it, stopped it; he had strove to cut the mark out; then I said, he should bring the man that owns it; he went away, and did not come again; this was last Friday; we took him about five at night in a public-house in Duke's Place; we brought him before my Lord-Mayor: there he said a man offered him a pint of beer to sell the shovel for him, and he would not take less than half a crown for it; he said he did not know that man.

Griffith Benbow. I was working with Sculley, when the prisoner came and offered this shovel to sell; he said he had it of a man to sell for him, and that man was at the Three Pigeons in Houndsditch; the mark of it was cut, and filled up with mud; we sent him for the man, but he came no more. We went afterwards, and found him in a public-house in Duke's Place; he could give no account of the man.

Prisoner's defence.

I met a man in Houndsditch; he asked me to buy a shovel; I said I did not want one; then he asked me if I could sell it, and he would give me a pot of beer, or the money. I took it, and went to the people, and asked if they would buy a shovel; they sent me for the owner; when I came there he went away, and came no more; they after that came and took me; I went with them as quiet as a lamb. Acquitted.

141. (L.) John Lotte was indicted for stealing a silver pint mug, value 3 l. the property of Samuel Loft, Jan. 27. †

Samuel Loft. I keep the Mitre, Thames-street. The prisoner is a barber by trade, and lived in the neighbourhood; last Tuesday three weeks he came and called for a pint of beer; my boy drewed it in a silver mug; he stood and drank the beer, and carried the mug away.

Q. How do you know that?

Loft. The first time I saw him, I charged him with it; (his uncle brought him to my house;) he said he did take it away; then I said, take the pen and ink and write it down, which he did, and what he had done with it; this was the Sunday night following;

following ; I had told his uncle of it, and he promised to bring him to me the next time he saw him.

Q. What were the words he made use of ?

Loft. He said, he believed the d--l was in him, and he was necessitated ; he said he had pawned it with Mr. Rotchford for 2 l. 16 s. he wrote so, and signed his name to it ; we took him before Sir William Stephenson, there he owned to it the same.

Frank Rotchford. I am a pawnbroker ; I live in Bridges-street, Covent-garden ; the prisoner brought this silver mug to me the 27th of January ; (*produced and deposed to*) he offered it in his own name ; I lent him 2 l. 11 s. I think he said he had had it three or four years, that he had kept it as long as he could, but he had an annuity left him, and he wanted money to go into the country.

William Lowing. I am the officer ; I was in Mr. Loft's house when the prisoner's uncle brought him ; he was charged with taking the mug ; he acknowledged that he did, and that he did not know that he had it in his pocket till he got down almost to the Steel-yard ; he took a pen and ink, and wrote down what he had pawned it for, and to whom ; he confessed the same before Sir William Stephenson.

Prisoner's defence.

I had met with an acquaintance named Cox, we agreed to go together to Chelsea ; it grew late, we did not go, so he asked me to do him a favour ; he said he had a cream-jug and some tea-spoons, he desired me to pawn them ; I did not care to do it ; then he produced this pint mug, and desired I would pledge that ; I took it, and pledged it to Mr. Rotchford ; after that, my uncle told me, he heard Mr. Loft had lost a pint mug, and he suspected me ; I said I was willing to go to him ; he brought me there ; then I took pen and ink, and wrote all I knew of the mug I pawned ; I told them I did not know how I came by it. Guilty. T.

142. (L.) Edward Mills was indicted for stealing 25 yards of woollen cloth, value 10 l. the property of Winefred Vanderplank, widow, Jan. 26. †

Bartholomew Vanderplank. I live in Bartholomew-clofe with my mother ; I am a cloth-worker. Last Monday three weeks, the piece of cloth mentioned was taken away ; the prisoner at the bar was stopped with it ; I was before Justice Welch when he and the cloth was ; he there confessed he took it away.

Q. What did the Justice say to induce him to confess it ?

Vanderplank. I think he said it would be better for him.

Richard Gardner. We had the cloth in our house ; I work with Mrs. Vanderplank ; I heard the prisoner own before the Justice, he came in at the gate and took it away. I believe the Justice said it would be the better for him to confess.

William Vigers. On Monday the 26th of January, I had a piece of cloth offered to me to dispose of by the prisoner ; I am a salesman and draper ; I apprehended it to be dishonestly come by ; I sent for a constable, and charged the prisoner ; during the discourse before Mr. Welch, the prisoner prevaricated ; I believe the Justice might say, he had better tell the truth ; his prevaricating confirmed the Justice and me too, he did not come honestly by the goods ; I believe the Justice thought, by means of this man he might come at farther light ; perhaps he thought there might be other people concerned.

Q. What arguments did he make use of ; did he say it would be better for him ?

Vigers. I will not take upon me to say that ; but he advised him to discover. I do not remember that the Justice said it would be better for him to confess.

Q. What did the prisoner say to you when he brought the piece of cloth ?

Vigers. He said it was his own, and that he was the manufacturer of it ; I suspected him, by his asking a price considerably under the value ; he allowed it for 8 s. a yard ; it was worth more ; if it was taken on my judgment, I would have given three or four shillings a yard more ; he discovered to me he had no knowledge of the business, so as to manufacture the cloth, by the discourse I had with him ; this also increased my suspicion ; when before the Justice, he did acknowledge he went in to Mrs. Vanderplank's house on the Saturday evening, and took out this cloth.

Vanderplank. I think he said he waited an opportunity, and went in at the gate on a Sunday evening, and took it out ; (*the cloth produced and deposed to.*)

Gardner. I think he said he went in on the Sunday night, last Sunday was three weeks.

Prisoner's defence.

I found the cloth. Guilty. T.

143. (M.) Samuel Jennings was indicted for stealing an iron ax, value 2 s. the property of Jacob Gifford, Feb. 5. †

Jacob Gifford. I am apprentice to Mr. Barrel ; the ax was lost out of a working-shop near Tottenham-court-road, in Dough-street. I missed it on a Saturday

a Saturday morning; the prisoner was one of the workmen; he was one of the first men that I asked after it that morning; he said he knew nothing of it; I had borrowed it on the Friday before, and was obliged to pay for it; the prisoner used to laugh at me, and say, I should be transported for losing the ax, when he has seen me cry about it.

Edward Berk. I was informed there was such an ax at the prisoner's lodgings; there I found it; I am partner to the person that lent it to Gifford; the prisoner owned he had thrown it down into an area at his lodgings; he said he found it in the frame that Saturday night it was lost, but at that time it was frosty weather, and they could not work in the frame.

Prisoner's defence.

The prosecutor's mother lives at Wapping; he desired me to look up his tools while he went there; I did, and carried them to the place we put our tools in; then I went and drank at the Northumberland Arms, and got much in liquor; going home by the place where we worked, the moon shone very bright; I seeing the ax lie, took it up, and carried it home; I knocked twice, no body heard me; I threw the ax over into the area, and went and slept in the watch-house all night, and never thought any more of it till I saw it at the Justice's. Guilty 10 d. W.

144. (M.) Frances Turner, spinster, was indicted for stealing one pair of worsted hose, value 12 d. one linen shift, value 6 d. a linen apron, value 3 d. a linen handkerchief, value 4 d. and 14 s. in money numbered, the property of David Riddle, Jan. 17. ||

David Riddle. I keep a small chandler's shop in Kingland-road; the prisoner was my servant; I found my circumstances decline, and every Saturday I could not pay the baker; I had a suspicion the maid was not honest; my wife and I concluded to let her take the charge of the bread-money, to keep to pay the baker; she took the money, and had a proper place to lock it up; when Saturday night came for the baker to be paid, she went off, and took the money with her; after she was gone, we looked about, and my wife missed an apron, a pair of hose, a shift, and a handkerchief; we took her up in about a fortnight after, and charged her with taking the money; and when she came before the Justice, she owned she had taken the apron, shift, stockings, and handkerchief, and had pawned them to Mr. Cox, and told us what money she had had upon them.

Elizabeth Riddle. I am wife to the prosecutor; we sunk in our substance daily, and my husband insisted upon her taking and being accountable for the bread-money on every Saturday morning to pay the baker; on the Saturday morning she was missing; I took a nail and pushed back the bolt of the lock, and found the money was gone; then I looked about, and missed the other things my husband has mentioned.

Q. When was this?

E. Riddle. This was the 17th of January; after this one Mary Collins told me, there was some of my things in pawn, which the prisoner had sent her with; the prisoner was taken, and before the Justice, she denied taking the things, and owned to only the money at first; I told her I was informed the child's shift was in pawn at Mr. Cox's; she told me the handkerchief and shift lay there in her name; as to the apron and stockings, I had given the money to Collins to fetch them out. Upon the prisoner's being asked, she acknowledged she sent Collins with them; they were at Cox's in her name also.

Q. Is Mary Collins here?

E. Riddle. No, she is not.

Prisoner's defence.

I leave it to the mercy of the court. Guilty. T.

145. (M.) William Battison was indicted for stealing a gray gelding, value 3 l. the property of Robert Chitch, Jan. 29.

Robert Chitch. I sent my servant with two horses, one of them a gray gelding, and a cart, to the Swan brewhouse in Whitechapel.

Q. What is your servant's name?

Chitch. I do not know, he was but a new servant; this was the first time of his going. I helped to put the horses to myself; he said, he knew the brewhouse very well; after that, I met him coming home with the other horse and cart, without the gray one; I asked him the reason of his coming without the gray horse; he told me he had lost him; I found him again by an advertisement at Mr. Terry's at Westminster; I had had the gelding 13 years.

Q. What do you say against the prisoner?

Chitch. I know nothing against him.

William Terry. I never knew the prisoner till the 29th of last month; then I saw him on this gray gelding in Pall-mall; I am a hackney coachman; I was waiting there for a lady; he had lived in that neighbourhood I found afterwards; he called me by my name, and said, do you know any body that wants to buy a good horse; I said, where does he

He stand; he said, this is he, and said, he stood at the Swan in Tyburn-road; he had a cap on like a light-horseman's cap, with the word *Glory* upon it; he said, the horse was the property of a serjeant belonging to Elliot's light horse; he said he had been to sell him to a man that was not at home; I said, let me see him go; I saw he was lame; he asked three guineas for him; he said he had rode him a good way without a shoe. I agreed to give him two guineas for the gelding, and gave him a shilling earnest, and desired him to take the horse home; he did; when I came there, I desired him to go to Tyburn-road, where he had told me the serjeant lived, that I might pay the serjeant, and have a proper receipt; he would not go along with me; then I said I should stop the horse; I had him cried in Smithfield market, and advertised him; by which means the prosecutor found me, and he owned the horse, and took him away.

Prisoner's defence.

I was at work at Shooter's-hill, I am a brick-maker; coming home, I met this horse by London-bridge, between Tooley-street and the gully-hole; there was no harness upon him; I carried him to the Horse and Groom in Gravel-lane, on that side the water, and left him there, and said, if any body comes, to let them have him; I went the next morning; the man charged me 16 d. and desired me to take the horse away; then I took him up to Tyburn-road.

To his character.

Elizabeth Pirks. I have known him, I believe, 12 or 14 years; I know no harm of him.

Q. What is he?

E. Pirks. He drives a carman's cart.

Joseph Spittle. I have known him going on five years; he has a very good character as far as ever I heard; he lived along with me almost two years. I am a smith. Guilty. Death. Recommended.

146. (M.) William Martin was indicted for stealing a pair of leather breeches, value 7 s. the property of Edmund Alexander, Jan. 24. †

Edmund Alexander. I live in Goswell-street. On the 24th of January I was in my kitchen adjoining my shop; I heard the window break very loud; I ran out, but could see no body; I was informed, the person that had robbed me was at the Justice's. I went there, and saw my breeches on the prisoner; he had his irons on, and the Justice did not order them to be taken off; he has them on him now; I know them by a mark on the inside the flap to be my property.

William Dickerfon. I shall be 17 years of age next

August; the prisoner is a shoemaker by trade; there were William Skeele, he, and I, on the 24th of January we went to the prosecutor's house with intent to take these breeches; Skeele pushed out the glass, and took the breeches, and gave them to Martin.

Q. Where was you at that time?

Dickerfon. I was at the corner waiting for them; I saw them do it; we went to a pawnbroker's, not above six or seven doors from the prosecutor's house in Goswell-street, to pawn them, but they would not take them in; then as Martin had a bad pair of breeches, we agreed to let him wear them, and he was to give us 5 d. a piece.

Q. How long had you been acquainted with the prisoner?

Dickerfon. I had been acquainted with him about nine or ten days.

Prisoner's defence.

I have known Dickerfon about four years; I bought the breeches of him, and gave him 2 s. 9 d. for them; I used to go out with Dickerfon on a Sunday.

For the prisoner.

Martha Cox. I have known the prisoner seven years.

Q. Do you know Dickerfon?

M. Cox. I know nothing of him; the prisoner always bore a very good character till within this little while; I live just by his father and mother in Hartshorn-court, Golden lane.

Q. How old is the prisoner?

M. Cox. He is about 18 years of age.

Walter Martin. I am his father; he always behaved well; he is a child's pump-maker.

Q. Do you know Dickerfon?

Martin. I never saw him but once in my life, that was the Monday before he was taken up, he came into my house.

Elizabeth Alloby. I have known the prisoner two years; I never knew to the contrary but that he was very honest and sober. Acquitted.

147. (M.) John Stewart was indicted for stealing one flock-bed, value 12 d. one woollen coverlid, three blankets, one feather pillow, one cloth jacket, one cloth and callimanco waistcoat, one plaid waistcoat, one baize waistcoat, and one pair of cloth breeches, the property of Alexander Mitchel, Jan. 28. †

Alexander Mitchel. I am a seaman; I was ship-keeper to the ship Neptune, lying at Mr. Smith's wharf below the Hermitage; I lay on board to take care of her; I was gone on shore to get my supper,

supper, I had shut my hatches down; I found the door open when I returned, which I had locked when I went out; I missed the the things mentioned in the indictment, (*mentioning them by name*) from off my bed in the cabin; the next witness can give a farther account.

Alexander Dorrits. I keep a broker's shop in Ratcliffe-highway; the prisoner brought a bed, three blankets, and a rug to me, and said he was come from Russia, and that his name was Stewart; I bought them of him; after that, Mr. Mitchel and others came with a search-warrant for them, and I delivered them to him directly, and told him who I bought them of.

James Smith. I am master of the ship; I went with the constable to Dorrit's house. I had been informed the goods had been carried there by two boys; when the prisoner was taken, he owned he took the goods out of the ship.

Matthew Chesham. I am the officer; I had the prisoner in custody, he gave an account of every thing; I went with him where he said he had sold the jackets or waistcoats, and there we found them; there were four of them; (*the goods produced and deposited to.*)

Prisoner. I did take the things out of the ship. Guilty. T.

There was another indictment against him.

148. (M.) *Elizabeth*, wife of William Bertridge, was indicted for stealing a silver table-spoon, value 2 s. the property of John Stanton, Feb. 4. †

Mary Stanton. My husband is named John Stanton; we live in Turnmill-street, Clerkenwell; I went out for the afternoon on the fourth of this instant, and left the prisoner in care of my house; she is a chair-woman; the table-spoon was in the kitchen when I went out; I returned about six in the evening, and found her in my house; she told me she had taken the spoon out of the kitchen, and carried it to a pawnbroker to pawn, and he had stopped it: I went to the pawnbroker's house with her, he was not at home; he came between eight and nine that evening to my house, and the prisoner came in at the time, and before the pawnbroker she confessed she took it; he brought it with him.

Q. Did you give her leave to take and pawn it?

M. Stanton. No, I did not.

Q. How came you to let her go away after she told you the spoon was stopped?

M. Stanton. She promised to come again in the morning.

Mr. Bruin. On the 4th of February the prisoner came to my shop with this table-spoon (*producing one.*) I looked at it and said, if I did not know you, I would stop you; go and fetch the owner; she went and brought a woman, who said, it was not her own property; then I sent her about her business; after that, I went to the prosecutrix's house, and shewed her the spoon; the prisoner came in at the same time, and upon being charged with it, owned she did take it.

Prisoner's defence.

That spoon was bought and paid for; my brother-in-law bought it of her husband, and gave it to me.

To her character.

Sarah Gilbert. I have known the prisoner four or five years; I have trusted her several times, and never missed any thing.

Sarah Mynsie. I have known her a dozen years; I never knew any ill by her.

Mary Peder. I have known her ten or a dozen years; I always looked upon her to be a very honest woman.

Mr. Bruin. I believe I can account for what the prisoner means in her defence; Mr. Stanton was not for prosecuting her if he could have helped it; I said, you must go before a magistrate, and if the prisoner is discharged, then she must have the spoon; if that is the case, then they said they were not willing to that; when they came before Justice Girdler, Mrs. Stanton would not swear to the spoon; then the Justice said to her, she was liable to a prosecution for a false imprisonment; then she said she would swear to the spoon; then the brother-in-law said he would pay for the spoon, in case she does not return it, but there was no money passed. Guilty. W.

149. (L.) *John Bottom* was indicted for stealing 32 pounds weight of raisins, value 10 s. the property of persons unknown, Feb. 6. †

William Pain. I took the evidence Carney in Cheapside; I saw him and another pick a gentleman's pocket there; the next day I asked him, if there was any more of the gang, as we were going to Guildhall; he told me he was concerned with the prisoner, in stealing a frail of raisins from off the key; then we went and took the prisoner as he had directed us, at his lodgings on Salt-petrebank; he told us, he was either there, or gaming on Tower-hill; Carney also described a bag that he said the prisoner had with him, to put the raisins in; we went afterwards, and found the bag marked as he described, with a little hole or two in it.

John

John Jebb. I am constable for the King on the keys; the boy Carney mentioned the prisoner before Mr. Alderman Nash; the Alderman ordered me to go to his lodgings, and search for him; we went, and took him at his lodgings; we also found this bag by the side of his bed; (*produced, with small holes in it.*) The evidence told us of these holes before we went to see for it.

Q. What did the prisoner say for himself?

Jebb. He said he knew nothing of the matter.

Q. Were the raisins ever found again?

Jebb. No.

John Carney. I shall be 14 years of age the 17th of next March; I have known the prisoner about two months; I got acquainted with him at Saltpetre-bank, at a lodging-house where he and I lay. I have a mother alive; she lives in Buckle-street. I worked in Petticoat-lane; when I left my place, I did not go to my mother, but got into bad company with a parcel of boys, and went a thieving. The prisoner asked us to go out at night; that night we went out about twelve; it was one o'clock when we got the raisins; this was about a fortnight ago, on a Tuesday night; we found the watchman asleep on the keys under a ladder; the prisoner went, and looked and saw him, and the other boy went and took a basket of raisins from a parcel under a shed; he carried it up to the archway, and then put it in the bag, and put it on his head, and carried it along; we went the city way, and round Leadenhall-street, because we would not meet the watchmen; we took them to the house where he lodged; in the morning he got up, and took some in his apron, and asked a person to buy them, who said, he would not give above three farthings a pound for them; then we went into Petticoat-lane; there he bid me go into an alehouse; he came to us, and said, he got five farthings a pound for them, and that they came to 3 s. 3 d. and he gave me 13 d.

Barney Sherrard. I am about twelve years old; I saw the prisoner and this boy, (*meaning Carney*) come into the house one Tuesday night; they went out between twelve and one that night; I was asleep when they came in, in bed; they awakened me; I saw they had some plums in a bag; the prisoner pulled his shoes off, and lay down till towards morning; they went out to sell them in the morning; I do not know where they sold them; the prisoner gave me a handful out of the bag; they cut the top of the basket off, and put them in the bag, and carried them out in that.

Prisoner's defence.

I know nothing about it; that boy (*meaning*

Carney) used to come there almost every night, and they would talk who had got the most handkerchiefs by picking of pockets. Guilty. T.

150. (L.) *John Wasker* was indicted for stealing a linen shirt, value 7 s. the property of James Williamson, Feb. 10. †

Elizabeth Williamson. I am wife to James Williamson; we keep the Bull and Butcher in Smithfield; I had been washing all day; the prisoner came in, and called for a pennyworth of beer; he drank it, and called for another, and after that a third, and changed a shilling to pay for them; I went into the tap-room, and hung a wet shirt upon the horse, and bid the maid go and take her supper; she went into the tap-room and said, the shirt and man are gone; I ran out, and found the prisoner almost at the end of Hosier-lane; I took hold of him with one hand, and the shirt with the other, and brought him back; my husband got a constable; (*the shirt produced and deposed to.*)

Prisoner's defence.

I was in great necessity, almost starving and perishing on the earth; I do not deny the thing; I am within six weeks of 66 years of age.

To his character.

Richard Hewitt. I have known him about a dozen years, he is a cabinet-maker by trade; I never heard any harm by him; he kept a house opposite the church at Islington when I first knew him. Guilty 10 d. T.

151. (L.) *Elizabeth Fearn* was indicted for stealing five shift-sleeves, a linen cap, and three dimity stomachers, the property of Mary Radgate, spinster, Feb. 9. †

Mary Radgate. I am servant to Mr. Hunt in Mark-lane; about three o'clock in the afternoon last Monday se'nnight I was sitting in the kitchen, I thought I heard something on the stairs; I went into the passage, and saw the prisoner on the stairs, and a large bundle lying at the bottom of the stairs; I opened the parlour door, and called my mistress out; my master hearing me, he came out of the counting-house; then we asked the prisoner what she wanted; she said, my mistress promised to give her some wine; my mistress said she never saw her in her life before. We opened the bundle; there were four shifts, two petticoats, a pair of ruffles, three caps, a gown, and three table-cloths in it; my master sent for a constable, and secured her; the things mentioned in the indictment were found upon the prisoner, they are my property; I went

up into my room, which is three pair of stairs high, and missed the things mentioned.

Stephen Goodson. I am a constable; Mr. Hunt sent for me; there lay a great bundle; I asked the prisoner how that came there; she said she did not know; I asked her how she came there; she said, the gentlewoman said she would give her some wine; I went to search her; she said she was a woman, and would not be searched; I said, I shall search you as far as decency; I found these things mentioned in the indictment upon her; (*produced and deposed to*) they were under her cloak; after that, there was a pair of shoes brought down stairs; I asked her who they belonged to; she said they did not belong to her; she had no shoes on; she said she walked without shoes; I felt on her feet, and they were clean; had she came without shoes, her feet must have been wet and dirty; I took her to the Compter that night, and the next day before Mr. Alderman Alsop.

Q. to M. Radgate. Where were the shoes found?

M. Radgate. They were found in my room, but they were not my shoes.

Prisoner's defence.

I am a poor honest woman, I have three children; my husband fell from a scaffold in Marybone; this woman ordered me to come that day about three o'clock, to carry a letter for her; her mistress coming at the time, she took these things and the letter, and crammed them into my apron.

Goodson. Her excuse to me was, that some boys had pinned these things to her; she had them tied under her apron string.

Q. Did you see any letter?

Goodson. The prisoner had got a little memorandum-book, with nothing wrote in it, and a letter, both belonging to Mary Radgate.

M. Radgate. The prisoner had taken them out of my trunk; I never saw the prisoner in my life before; the letter she had got was a letter which had been sent me three years ago, when I lived at Wellington.

Q. Was your trunk locked?

M. Radgate. No, it was not.

For the prisoner.

John Moore. I have known the prisoner about five years; she used to go out a nurse-keeping, and she used to spin; I never heard any ill of her. Guilty. T.

Stansbury and Thomas Smith, privately in their shop, Jan. 19. †

Samuel Spencer. I am shopman to Mess. Samuel Stansbury and Thomas Smith; the two prisoners came to our shop on the 19th of last month, in the Long-walk in the Cloisters, near West Smithfield, they are mercers; the prisoners desired to see some fatten cloaks; they had each a young child in their arms (as they have now;) they both sat down by the counter; I shewed them about half a dozen; after that, they desired to see one a little larger; after I had turned to the drawer, I missed a cloak which I had just before shewed to them, which I knew by a particular trimming and pattern, it was a flowered fatten; then I went up stairs to Mr. Smith, and told him; he came down; I had taken no notice to the prisoners about it; they then bid me money for one, which I think I asked 27 s. for; I not agreeing for price, they were going out of the shop; I asked Mr. Smith what I should do; we called them in, and said we would abate 2 s. one of them came in, and said she would leave 6 d. earnest, as she had come out by mistake without money in her pocket; the other stood at the door; then my master desired them both to come in, saying, he had something to say to them, I think he partly pulled the other woman in; they answered, they knew what it was for; they both went on their knees, and begged he would forgive them; at the same time one cloak fell from one, and another from the other; I saw that fall which fell from White, and the other was lying at the place where Matthews was when she got from her knees; Mr. Smith ordered the constable to be called, he lives next door but one to us; they were taken before the Alderman; there they said they did not know that they had the cloaks; (*the cloaks produced in court, with the tickets on them, and deposed to.*) I imagine the other cloak was taken when I went up to Mr. Smith.

Joseph Andrews. I am a servant to Mess. Stansbury and Smith; I came into the shop while the two prisoners were sitting by the counter, looking at the cloaks; I was engaged with a lady, who bought a cloak of me; after the prisoners went out, I heard Mr. Smith say something to them; when they came in, they went on their knees; they seemed to shake themselves, and I saw a cloak drop from each of them; they were on their knees at the time; they begged forgiveness, and made a great noise, squalling out, while the hackney coach was getting ready to take them away.

152, 153. (*L.*) Mary White and Sarah Matthews, widows, were indicted for stealing two fatten cloaks, value 30 s. the property of Samuel

Mr.

Mr. Smith. When I came down, I found the two prisoners sitting by the counter; White had a long scarlet cardinal on, which covered her child's head; I examined the cloaks, and found a figured cloak, as my servant had told me, was missing; when Matthews was out of the shop, I stopped them, and desired her to come in again; at that time White had left 6d. earnest, saying, she had but 18 d. in her pocket; I told them, I wanted to speak to them; they said, they knew what I wanted, and went both on their knees, and begged for mercy for the sake of their children, crying, *Mercy, mercy, mercy*, which raised the whole neighbourhood; when they got up, the two cloaks lay as it were behind them.

Q. Were any thing lying on the floor before there?

Smith. No, there were not; they were about six yards from the place where they had been shewed the cloaks.

The prisoners in their defence said, if there were any cloaks on the ground, they fell from the counter, and begged mercy on account of their children. Both Guilty 2 s. each. T.

154. (L.) *William Guy* was indicted for stealing a linen handkerchief, value 10 d. the property of John Baker, Esq; Feb. 12. †

John Baker, Esq. On the 12th of February, between seven and eight in the afternoon, I was going along Cheap-side, near Bow-church, I felt a twitch at my pocket; I turned round, and saw the prisoner withdraw his hand carelessly from my pocket; I saw my handkerchief hanging out of my pocket, ready to fall down; I took the prisoner by the collar, and carried him into a shop, and sent for a constable, and secured him; he had not compleatly taken it out of my pocket. Acquitted.

155. (L.) *Henry Roberts* was indicted for stealing six brass cranks for hanging of bells, value 14 d. the property of Edward Berry, Feb. 16. †

Edward Berry. I am an ironmonger, brazier, and smith, in the working way; I keep a shop in St. Paul's Church-yard; last Monday night about a quarter after seven, one of my men brought the prisoner to me, and said the prisoner had taken a parcel of things out of a drawer, (being work finished, in order to go away when wanted) cranks for hanging of bells, which work the prisoner did for me. I asked the prisoner how he could be guilty of such a thing; he said, Sir, I acknowledge the fact; I cut them in pieces with intent to take them away to sell for old brass; he said, I

might hang him if I chose it, and behaved in a very impertinent manner; he did not mind being transported, saying, he had been cross the water before.

Archibald Paterfon. I am the foreman of Mr. Berry's shop; on Monday night last I missed a great many things out of the shop; the prisoner was doing something to a lock.

Q. What is the prisoner?

Paterfon. He is a bell-hanger, lock-smith, and jobbing-smith; seeing him drop something, I said, you are drunk, go home to bed; at that time he pulled out a piece of paper from his pocket, and seemed, as I thought, he was going to ease himself; I took a candle, and looking down, found there were two new brass cranks cut in pieces, which had fell from his pocket; I found five or six more cut on the board; I challenged him with it; he said, they were old work, and were his property. I took him and them to my master; my master said they were new work, and asked him if it was the first time he had done so; he said no, nor the second, nor the third; my master said, you will come to the gallows; he answered, he did not mind that, if he was not choaked; my master then said, you will surely go over the water, Harry; he said, I have been over the water before, I do not mind that.

James Grove. I am a constable; I was sent for; there were several pieces of brass lay on the counter; I said to the prisoner, are you guilty of cutting these to pieces, in order to defraud your master; he said, yes; I asked him, how he could do such a frivolous affair as this; he said it was necessity that drove him to it.

Q. Did he say it was his perquisite?

Grove. I heard no such word.

Prisoner's defence.

I was very much in liquor and troubled in mind, but I did not do it with intent to sell them. Acquitted.

156. (M.) *Hugh Beard* was indicted for stealing two linen shirts, value 9 s. six linen aprons, value 9 s. two linen shifts, value 5 s. one linen sheet, value 6 s. one linen jam, one linen petticoat, one flannel petticoat, and two linen tablecloths, the property of Elizabeth Caruthers, spinster, Feb. 26. †

Elizabeth Caruthers. I am a washer woman; yesterday was a month, I had the linen and things mentioned in the indictment in a bundle, in at the Apple Tree in Curstow-street; the prisoner was there; I wanted him to carry them home for me; I have known him three years; I dropped

F f

, asleep,

asleep, and when I awaked, he and the bundle were gone; I went home that night, and the next day I was obliged to go to wash near Cripplegate; after that, I went to his father's to enquire after him; he was taken last Tuesday was a week at the Romish chapel, and carried to Bridewell; I have found one shirt again at Mr. Cowley's, facing St. Giles's church, by a search-warrant; I understood he had confessed he had pawned it there, but I was not by at the time.

William Cowley. The prisoner pledged this shirt to me, in the name of Thomas Davis; he came with the prosecutrix to my shop and called for it, and I carried it to Justice Girdler's; the prisoner admitted this to be the same shirt that he pledged with me; (*produced in court.*)

E. Caruthers. There were but two shirts in the bundle, a plain one and a ruffled one; this is the ruffled one; here is no mark upon it, but I have washed it many times, and I know it.

Prisoner's defence.

I have not much to say for myself. Acquitted.

157. (M.) *Margaret*, wife to John Sutton, otherwise *Margaret Knowland*, spinster, was indicted for stealing three linen towels, value 9d. three linen stocks, value 18d. one linen cap, value 6d. one china tea-pot, value 4s. one china tea-pot stand, value 6d. one china coffee-cup, value 6d. one china boat, value 3d. and one yard of swanskin flannel for a cover to a side-saddle, the property of Ralph Ward, Esq; Jan. 10. ||

Anne Ward. I am wife to the prosecutor; we live in Winefred-street, Marybone parish; the prisoner was my servant between two and three months; in the time I lost many things; she said she was a married woman; she was big with child, and not able to do her work, so she went away; I suspected her, and went to her lodgings, where I found one towel, three of Mr. Ward's stocks, and some cloth to cover a saddle; and Mary Cogan, the milk-woman, brought the china tea-pot, stand, and other china, when we were before the Justice. The Justice asked the prisoner how she came by those things; she rather owned she took them away; she said they were my things, and that she might take them out of a mistake; I had not missed the china before the milk-woman brought the pot and stand, but I missed them when I came to look for them.

Q. from prisoner. Did you not give me the tea-pot?

A. Ward. No, I did not.

Margaret Cogan. The prisoner made me a pre-

sented of a china tea-pot; I found the other china in my apartment, and when I heard she was taken up, I carried them to the Justice's; I do not know how the other things came there.

Q. Had you ever seen them in the custody of the prisoner?

M. Cogan. No, I never did; she gave me the tea-pot in Mrs. Ward's kitchen, in the presence of her fellow-servants, and bid me take it home; I served the family with milk.

Q. What time did she give you the pot?

M. Cogan. About a fortnight or three weeks before she went away; she lodged with me.

A. Ward. These things Mrs. Cogan brought to the Justice's were all my property; they are in the constable's hands, and he is not come.

Prisoner's defence.

I never took any thing in my life from my mistress; she gave me the tea-pot; her sister wanted it of me afterwards, and I would not sell it.

For the prisoner.

Thomas Dorkin. I am servant to Mr. Ward; I heard the prisoner say my mistress gave her the tea-pot; then I said I would give her a shilling for it; she said she would not take it; I went very ill into the country; and when I came up again, she said her mistress's sister wanted it, and she would send it to Mrs. Martin's, that is Mrs. Cogan, we call her by her husband's christian name; then she said she would tell my mistress's sister it was broke by the cat, and it was given out so in the family.

Q. Was it talked of in the family, that her mistress had given it to her?

Dorkin. I do not know that it was.

David Hartley, the constable, was called upon his recognizance, and did not appear. Guilty 10d. W.

158. (M.) *Margaret Welch*, spinster, was indicted for stealing a silver watch, value 3l. a silver seal, value 12d. and a steel watch chain, value 12d. the property of Richard Robinson, privately from his person, Jan. 11. †

Richard Robinson. I am under hostler at the Bolt and Tun in Fleet-street. One Sunday night about a month ago, I had been at Mutton-lane, and was coming down Saffron-hill; when I came down to the end of Chick-lane, I heard a woman cry out murder in the lane; I went up towards the place; there were three women and a man in company; one of the women came up to me, and put her belly against me, and asked me if I would go along with her; I told her I would not; after that, they all four ran away down the street; then I missed my watch; then I ran after them; I caught one of

of them ; her name was Mary Bull, and took her to the watch-house ; she confessed who were in company : then the constable and I went and took up the prisoner, and Anne Page, a witness, that is here ; I found the prisoner at the Black Raven in Chick-lane ; I cannot justly swear to the prisoner at the bar, but I believe it was she that came up and shoved her belly against me ; I charged her with it : she denied it.

Q. Did any thing pass between you besides what you have mentioned.

Robinson. No, there was not.

Q. Was you drunk or sober ?

Robinson. I was not very drunk ; I had been drinking to be sure.

Q. Had you talked to any woman by the way ?

Robinson. No, I had not.

Q. Are you certain you had your watch when the woman came up to you ?

Robinson. I am certain I had it when I was in Chick-lane ; I felt it in my pocket when I turned the corner.

John Sawinton. I am a pawnbroker ; I live in Baldwin's-gardens ; a young woman, named Frances Webb, brought this watch to me : (*produced and depofed to*) and said it was a young man's watch that had broke his leg that morning, and wanted money to take him to the hospital ; I lent her 25 s. upon it ; she is not taken ; I should know her if I saw her again.

Anne Page. I have known the prisoner about half a year ; there were she, I, Mary Bull, and Louisa Ormond had been together this night ; a man came by, which I believe was the prosecutor ; he came to the prisoner, and she and he walked away together ; they went out of my sight.

Q. At what distance might they go ?

A. Page. I believe it was above the length of this court ; after which, she came up to me and brought a watch, and desired me to put it in my bosom ; at first I was not willing, but at last I did ; then one Dick Webb took it from me, and went with it into Black-boy-alley ; the next morning he delivered it to the prisoner, and she came to me to know where she could pawn it ; I directed her to my mother-in-law, and she took and pawned it for 25 s. after that she gave me 7 s. of the money ; I was taken up three weeks ago last Sunday : I have the pawnbroker's duplicate here.

Prisoner's defence.

I was with the evidence Page at her mother's, and she treated me with tea ; I saw her give her mother the watch to pawn, and her mother took

and pawned it, but I know nothing how she came by it. Acquitted.

159. (M.) Robert Stokes was indicted for stealing three bushels of malt, value 6 s. and one hempen sack, value 12 d. the property of John Higley, Feb. 2. †

John Higley. I am a malster ; I live at Walham-green. On the first of this instant I had been at Bear-key market ; I had intelligence that I had lost a sack of malt ; I went as directed to Hammer-smith, and found one of my sacks with some malt in it ; at Mr. Major's, a coffee-house ; there I also found the prisoner, who was my servant ; he said he had a sack over in his barge ; I asked him what right he had to bring it there ; he owned it was my malt.

Richard Major. I keep a coffee-house at Hammer-smith. On Monday the second of this instant I was desired to go to a chandler's shop over the way, where they sell corn, to enquire after a sack of malt that was offered to the woman to sell ; there was the prisoner and the malt ; the woman is a woman in years ; I asked her if she would let me have the bargain, not being willing to take the prisoner there to surprize the woman ; the prisoner said, I might have the malt ; I said, if he would take it over to my house I would ; when we came there, there were two or three neighbours of mine ; I desired of them privately to see if they knew the man, he being a stranger to me ; some knew him, some did not ; I desired them to stay with him while I got an officer ; I got one ; then I asked him how he came by the malt ; (there was J. Higley at length on the sack) the prisoner said it was Mr. Higley's sack, of Walham-green : I sent for Mr. Higley ; he came ; then the prisoner acknowledged the malt to be Mr. Higley's property ; we brought him to Sir John Fielding ; it being late, he was put into Covent-garden Round-house ; the next morning he was taken to Sir John, and committed ; he owned there, that it was Mr. Higley's sack and malt ; first he said it was sweepings, and that it belonged to the servant ; then he said it was a sack over tale ; that I understood by him to be thus, that if the servant lost a sack, he must make it good ; and if they could get a sack over and above, that was their property.

Prisoner's defence.

It was sweepings that I swept up in the barge, time after time, and I saved it till it came to almost a sack ; I thought I had better save it than throw it away ; I was in liquor, and frightened when they

they talked to me, that I did not know what I said. Guilty. T.

160, 161, 162. (M.) John Warren, Richard Webster, and Isaac Long, were indicted, for that they, on the 2d of February, about the hour of two in the night on the same day, the dwelling-house of John Sideaway did break and enter, and stealing one diaper table-cloth, two yards of Irish cloth, one pillow-case, one pair of girl's pumps, one pair of worsted stockings, two tin cannisters, one silver table-spoon, one silver punch-ladle with a whalebone handle, and 3s. in money numbered, the property of the said John, in his dwelling-house. ||

John Sideaway. I live at the Barking Dogs, near Moorfields. Last Monday fortnight, early in the morning, near six o'clock, my man Joseph Trussel came early to brew; he knocked at the door; I looked out of my one story window; he told me one of my shutters was down, and the sash up; I went down and found it so; I took a rush-light that was burning, and my wife and I came down, and went into the bar, and saw several things lying on the floor; I found the till was gone, with about 3s. in farthings and two pocket-books in it, a diaper table-cloth, a pair of girl's new pumps, a pillow-case, a cannister of tea, a tin case of lump sugar, a silver table-spoon, a silver punch-ladle with a whalebone handle, were all missing; I observed the groove of the window-shutter had been cut.

Q. How had you left your house when you went to bed?

Sideaway. I came home about twelve o'clock that night, and found my wife and maid up alone; the window-shutter was then up.

Q. How did they fasten?

Sideaway. They slide in and out; we went to bed within about five minutes after I came home, and my maid went to bed very soon after; she goes by my chamber-door to her bed; I suspected the evidence Norbury, and two other boys that accompanied together; he lives in the neighbourhood; I laid hold of one of them, (not either of the prisoners) and locked him up in the stable; he had not been there long, before he broke a pane of glass, and got away; that made me suspect him more than before; then I got Norbury, and put him in my back parlour, and kept him there some time; I sent for his mother, and he agreed to let me know at seven o'clock at night, where to come at the other two, who, he said, were to meet him at the Tabernacle-gate; on that condition I let him

go, he was to bring them to me; but the next morning one Mr. Caster, that lives about 50 yards from me, secured the prisoners, and brought them all three to me; Norbury owned he was concerned in robbing me, and that he took as many things out as were worth 10l. but did not sell some of the things for above a penny piece; I took them before the Justice, and he was committed to Bridewell, the others were set at liberty; Norbury was brought up again the next day; then he gave a description of the three prisoners at the bar; we went and apprehended them, and the Justice thought proper to admit Norbury an evidence.

Q. Did you ever find any of your things again?

Sideaway. No.

Joseph Trussel. I came in the morning between five and six to brew, and found the window-shutter down and sash up; that is all I know.

Edward Norbury. I shall be 14 years of age next Christmas.

Q. Do you know what will be the consequence if you forswear yourself?

Norbury. Yes, I shall go to the d—l when I die if I do.

Court. See and be careful, and say nothing but the truth.

Norbury. I was coming along on a Saturday night; I saw Warren raise up the shutter of Mr. Sideaway's window with an iron bar.

Q. What time of the night was this?

Norbury. This was about half an hour after twelve o'clock.

Q. How came you to be out so late that night?

Norbury. Because my mother would not let me in.

Q. Where did you go after seeing this?

Norbury. My sister let me in sily; I am an apprentice; my master had been licking me, and I ran out at the door.

Q. What did he beat you for?

Norbury. Because I did not clean his shoes as soon as he came home.

Q. Where does your master live?

Norbury. He lives in the Tabernacle-walk, and my mother lives in the same house.

Q. What are the two boys names that you keep company with?

Norbury. They are Bill and Jack Rice.

Q. Did you see the other two prisoners with Warren?

Norbury. Yes; said Isaac Long, I'll be d—d if I have not got a large knife in my pocket, let us cut the groove.

Q. Was

Q. Was it light or dark?

Norbury. It was pretty lightish; said Wheeler, there is the watch at the bottom of the ditch; let us go away, and come again to-morrow night; then they all went away up the walk.

Q. How near to Mr. Sideaway do you live?

Norbury. I live next door to him.

Q. Why did you not go and tell him what you had seen the next morning?

Norbury. I was afraid I should be brought into some scrape. On the Monday morning, Mr. Sideaway's man went into the garden, and shut too the window; I looked out, and saw the shutter was down.

Q. Did the prisoner see you that Saturday night?

Norbury. I went into the alley, fearing they should see me, and make me go along with them; and they were looking one way to see if the watchman came, and I came the other way?

Q. Could you hear them plain, when they said they would come again the next night?

Norbury. They talked pretty loud, I could hear them plain.

Q. How near was you to them?

Norbury. He described it, by pointing to a place about six or seven yards distance.

Warren's defence.

I am innocent of the affair; I have witness to prove where I was at the time.

To his character.

Efber O'Neal. Warren has lived at my house this last twelve months almost; he has behaved true and honest.

Q. Where was he on the first of this month at night?

E. O'Neal. I know he was at home in his lodgings; he has not been out on a night after ten o'clock for this month past, and better. All three Acquitted.

163. (M.) Matthew Etheridge was indicted for marrying Sarah Robinson, widow, on the 26th of August, 1766, his former wife being living. ||

Samuel Morris. I was present when the prisoner was married to Sarah Robinson.

Q. How long have you known him?

Morris. I have known him between two and three years.

Q. What is his business?

Morris. I don't know that, I was a clerk to a gentleman in the brewery, and had used to dine at the Gun in St. John's-street, and he used to come there to dinner.

Q. Where did you see him married?

Morris. At St. Martin's in the Fields church.

Q. How came you to be present?

Morris. I married a widow in the public way, and the prisoner has come and spent money in my house, and he came and asked me to be so kind as to go with him to see him married.

Q. What was Sarah Robinson?

Morris. She was a widow, they were married on the 26th of August last, and the marriage was entered according to act of parliament, I put my name down as a witness.

Q. Where did she live?

Morris. She lived near the church, in Church-court, opposite the sign of the Crown. I think I have heard her say she lived there 12 years. After the wedding we went to Chelsea, and came back and dined at my house; then he, my wife and his wife, went to Sadler's-wells together.

Prisoner. I married my first wife in the neighbourhood of St. John's-street where Mr. Morris lives, and I have not lived with her 3 years; I was credibly informed she was dead, or I had never carried my wife into that neighbourhood.

Q. to Morris. Did the prisoner live in St. John's-street as a housekeeper?

Morris. No, he never did.

Q. Did he pass for a married man or a batchelor?

Morris. He passed for a batchelor; I remember he did once tell me he had had a wife, but she was dead.

Prisoner. Mr. Morris has seen my first wife several times in that neighbourhood.

Morris. If I have seen her, I did not know that she was his wife.

Rev. Richard Dixon. I am curate of St. Martin's; (he produced a book and reads)

Aug. 16, 1766.

"Matthew Etheridge and Sarah Robinson both of this parish, were married by L. D. M. by me, Richard Dixon curate."

(The meaning is by licence from the Bishop of London.) The witnesses are Samuel Morris and Stephen Brown; this marriage was then signed by a mark, wrote by it Matthew Etheridge his mark, and Sarah Robinson.

Q. Do you recollect the persons that were then married?

Mr. Dixon. No, I do not; that is impossible.

Morris. I wrote this my name here in this book as a witness; the prisoner is the person here mentioned to be married at that time to the widow Robinson.

Anne Sergeant. I never knew the prisoner, but a little time before he was married to Sarah Robin-

G g

son

son in August 1766. I lodged in Mrs. Robinson's house, and she desired me to be at the wedding. I was there, and saw the marriage solemnized.

William Burges. I am the parish clerk of St. Leonard Shoreditch; I cannot say I know any thing at all of the prisoner, here is the register of marriages (produced in court;) here it is, Matthew Etheridge was married to one Eleanor Dean widow, that lived in our parish about 4 years ago.

It is read.

"Matthew Etheridge of this parish, bachelor, and Eleanor Dean of this parish, widow, were married in this church by banns, the 20th of May, in the year of our Lord 1763, by me

"Edward Irefon, D. D.

"Matthew Etheridge his + mark,
"Eleanor Dean her + mark."

This marriage was solemnized by us in the presence of Samuel Child and Hannah Williams.

Samuel Child. I am one of the witnesses to this marriage; I was the person that gave Eleanor Dean away to the prisoner at the bar, I know him perfectly well; the marriage was in Shoreditch church, between 3 or 4 years ago I believe; this is my hand-writing in the book (my name;) I have had no correspondence with the prisoner for upwards of 2 years, he and she have not lived together for some time.

Q. Is she living or dead?

Child. I never heard that she was dead.

Hannah Williams. I am the other witness to the marriage of the prisoner and Eleanor Dean.

Q. When did you see her last?

H. Williams. I have not seen her for some time; the last time I saw her, she went by my door, she asked me how I did, I believe she lived in Kingsland-road.

Q. How long may that be ago?

H. Williams. It is rather under 6 months ago.

Q. How long did the prisoner live with her after he was married to her?

H. Williams. He lived with her better than a year.

Q. Do you know how they came to part?

H. Williams. They did not agree I think.

Richard Hodges. I live in Church-court St. Martin's parish, and keep the Crown alehouse; I have known the prisoner ever since he was married to Mrs. Robinson. His first wife and another woman came to my house, and asked me if I knew one Mrs. Robinson; I said I did: said she, do you know the man that married her lately; I said I did: she said he was her husband; she said her maiden name was Eleanor Dean. The last wife,

Sarah Robinson and I, saw her last Friday at the George in Hoxton-square; Sarah Robinson is now in court.

Q. Did you know Eleanor Dean before?

Hodges. I never saw her in my life before she came to me that time.

Court. Then you know no more than what she told you.

Hodges. No, no more.

Court. That is not proper evidence.

Prisoner's defence.

I have no other wife living to my knowledge; I acknowledge to both the marriages; I never saw my first wife for between 2 and 3 years; there was a woman came and took me up with a constable, but who she is I don't know. She may be raised from the dead for what I know. I was a little in liquor; I can prove I had letters when I was at Hull in Yorkshire that she was dead, and I came to London directly, but did not give myself a great deal of trouble about her; after that I heard she died in Ireland.

For the prisoner.

John Cooper. I knew the prisoner in Staffordshire, and last summer I saw him at Oxford races.

Q. How came you there?

Cooper. I deal in the country with goods; he was telling me his wife was dead; I never knew he was married again till I came to London this last time, but I heard several people that travel with goods say he was married again.

Robert White. I did keep the Pewter Platter in St. John's-street, I have left it better than half a year; all I know, he used my house, I always took him to be a single man; as for Mr. Cooper he has used my house three years.

Q. How long have you kept that house?

White. I kept it about three quarters of a year.

Q. How long have you left it?

White. I left it pretty near half a year, I keep a hackney-coach; all I can say, I believe Mr. Cooper and the prisoner to be two honest men. Guilty. B. Imp.

164, 165. (M.) John Webber was indicted for stealing a piece of black callimanco containing 40 yards, value 3 l. 10 s. the property of Samuel Brett; and Elizabeth Graham widow, for receiving the same well knowing it to have been stolen, January 31. ||

Thomas Griffiths. I work for Mr. Brett, a dyer in Long-alley, Moorefields; Webber the prisoner worked at the same place; he lodged at Graham's house in Long-alley up one pair of stairs; a little after four in the morning, on the 31st of January, I went

I went to work, I heard a man walking in the rolling-loft; about a quarter of an hour after Webber came down with a piece of black callimanco under his arm, and went out into the alley, I went after him; this was between four and five. I kept in sight of him till he came into Angel-alley; I did not see him go into Graham's house, but I saw him go into her yard: when he got in there, I turned back again to my work, and in about ten minutes he came after me; we worked together till between six and seven, then he went out for a dram as usual; he came back again, and we worked together till breakfast time; then I went and told Mr. Brett, that I saw Webber take a piece of black cloth under his arm, and carry it away to his lodgings; then my master put two men to watch at the two doors of Graham's house, named Elks and Sims.

Samuel Brett. I am a dyer, and live in Long-alley; Griffiths and Webber worked with me, the latter on and off twelve years; on the 31st of January, a little after eight in the morning, Griffiths acquainted me with this affair; I went and got a search-warrant, after I had set two men to watch the doors that nothing should be carried out; then I went and searched Webber's lodgings and Graham's apartment; I found nineteen remnants of callimanco, but did not find the piece we went to look for then; I went up into the two pair of stairs room and the garret, which both belonged to one Bell; his wife and he were both at work in the garret; I found things looked clean and tight; by their decent behaviour I did not suspect them, neither did I at all inspect about their bed; I returned without finding the piece, this was betwixt nine and ten o'clock; after that, Mr. Bell came and told me he had found the piece; before it was found Webber denied it; but after that he owned he had taken that piece of black callimanco that morning, and before Justice Fielding he acknowledged the same.

Q. from Webber. I worked for you thirteen years, did I ever wrong you?

Brett. I have had some suspicion of him before this, but nothing certain.

Thomas Smith. I remember Webber being charged with stealing this callimanco the 31st of January; I heard him confess he did take it that same morning, in the way to Sir John Fielding's; and he told me the same in my master's tenter-ground, and that he intended to either sell or pawn it, but could not tell which; I had the same piece under my arm when he made his confession.

Q. Had you made him any promise prior to this confession?

Smith. No, not in the least.

William Gill. On the 31st of January, in the morning, master Brett, whom I worked for many years, called me into the parlour, and said he had found a thief, which was Webber; he said, do you go to the Justice's and get a search-warrant, to search Webber's apartment; I went to the Justice; the Justice said my master must come himself; he went, and came with a warrant; I went with my master to search, but we could not find the callimanco; after that Mr. Bell came, and informed us of the piece; when the prisoner and piece was before the Justice, I heard him own he took it, and hoped he should receive mercy; *(the piece produced.)*

Q. to prosecutor. What is the piece worth?

Prosecutor. It is worth 3 l. or better.

Judith Bell. My husband and I lodge at Graham's house; we have a two pair of stairs room and garret; the ground floor is a cook's shop; the one pair of stairs room she lets out in lodgings to single men; she lives in a little room parted off from that on the one pair of stairs room; the prisoner lay in the fore room on the first floor. On the 31st of January my husband and I had just done breakfast, about nine o'clock; my husband was just got into his loom; (he is a handkerchief-weaver) we heard a rustling; he ordered me to go and see who was there; I did not go; we soon heard it again; I called, who was there; no body answered; I went down, and saw Mrs. Graham at my chamber-door; I asked what she wanted; she made no answer, but made a motion with her hand for me to follow her down stairs; when I came about three or four stairs down, she asked me if I had seen Webber that day; I said, I have not seen him these two days; she had not been up my stairs for two years and upwards; I followed her down into the shop; she put something in a pan, and carried it to the oven, and came back; then I went up to my work; when I came up, I found my door was open, and the key on the inside; I locked it, and put the key in my pocket, and went up into the garret.

Q. Where had you put the key when you went up into the garret that morning?

J. Bell. I think I put it as usual in the garret; in about half an hour after, Mr. Brett and one of his journeymen came and knocked at my door; I asked what they wanted; the officer said, they wanted to see what goods I had in that room; I said

said, they were very welcome; I desired them to go up into the garret first; they did, and then went down to our other room; I shewed them what we had there; Mr. Brett seemed contented, and went away. About one o'clock that day, I went down to our two pair of stairs room, and saw a piece of black hang out by the side of my bed; I called my husband down, and said, for God's sake come down; here is the piece of black stuff in my room; he took it out, and put it on the floor, and went down to Mrs. Graham, and desired her to come up; I went down after my husband, and said, Mrs. Graham, I desire you will come up directly; she was up almost as soon as I. I said, how could you be so cruel as to put this into my room; she clapped her hands together and said, she had not been in our room; I said, it does not signify, it must be either you or Webber; my husband said, I'll go and fetch Mr. Brett; she caught hold of my husband, and said, do not go, Mr. Bell, for if you do, Webber will be hanged; my husband went away directly, and Mr. Brett's journeyman came and fetched it out of my room.

Q. Do you know how it came into your room?

J. Bell. I know no more how it came there than the child unborn; the first that ever I knew of it was seeing it hanging out of the bed.

Graham. Mr. Bell has a wife; this woman is named Judith Manners; they are indebted to me; I have gone up stairs a great many times, and told them I was necessitated, and desired them to let me have it.

J. Bell. We do owe her 33 s. she never came up, but whenever she asked me for it, it was in her public shop.

Q. How long after you saw her at your room door was the search made?

J. Bell. It was about half an hour after.

John Bell. I lodge in Graham's house. On the 31st of January I was in the garret at work; about nine o'clock I heard a rustling; I said to my wife, give a step down, there is somebody in the entry; she said, there is nothing at all; I said, yes, go and see; she went to the head of the stairs, and then, as she told me, she saw Mrs. Graham; I did not see her. About half an hour after, Mr. Brett,

a journeyman, and the constable came to search; I never moved out of the garret; my wife desired them to come and search the garret; they came and searched, and were very well contented; then they went down to our other room, but found nothing. About one o'clock I had done dinner, and went to my labour again; my wife went down to make use of the pot, and she called me down, and said, here is something hangs black out of the bed; then I ran down; I laid hold of it, and drew out a whole piece of black stuff. I went and said to Mrs. Graham, come and fetch that out of my room which you put in, for no body could put it in but you or Webber; she did not come up then; my wife went down and called her up a second time, then she came up; I said, you naughty woman, how could you put that piece into my room, take it out again; she made a great many vows, and said she did not put it there; I said, I'll go and tell the owner of it; she laid hold of my sleeve with one hand and my shirt with the other, and said, if you do go, Webber will be hanged; I went immediately to Mr. Brett, and told him of it; he and his foreman and the officer, came and took Mrs. Graham and the piece away together.

Q. from Webber. Did you ever see me above three times in your room in your life?

Bell. No, I do not remember I ever did.

Webber's defence.

How the piece came into that room I cannot tell.

To his character.

Peter Late. I am an opposite neighbour to Mr. Brett; I have known Webber 23 years; I always took him to be a very honest man; I never heard to the contrary.

Graham's defence.

I know nothing of the goods no more than any person in the world; I never saw the piece.

To her character.

Joseph Bird. I have known Graham seven years; I look upon her to be a very honest woman; one works very hard for her bread.

Q. Where do you live?

Bird. I live in Little St. Anne's, Seven Dials. Webber Guilty. T. Graham Acquitted.

* * The last Part of these Proceedings will be published in a few Days.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's COMMISSIONS of the PEACE,
OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of **L O N D O N**;

And also the

G O A L D E L I V E R Y
FOR THE
COUNTY of **M I D D L E S E X**,

HELD AT

JUSTICE-HALL in the **OLD-BAILEY**,
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O N T H E

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

166. (M.) **H**ENRY GRIMSDALE was indicted, together with John Hall not taken, for stealing ten yards of linen cloth, value 15 s. two pair of worsted stockings, value 4 s. one linen handkerchief, value 6 d. the property of John Brown, Feb. 14. †

John Brown. I am porter to the House of Lords; I happened to be a little in liquor last Thursday was a week; coming home, about half an hour after eight o'clock in the evening, two men passed by me; one of them called me by my name, and asked me how I did; they desired to drink with me; I gave them a pot of beer at the Thistle and Crown in Charles-street; then they said they would see me home; I happened to fall asleep in the house, and when I awaked, I missed ten yards and a half of linen, which I had bought to make me three shirts, and two pair of stockings, that cost me 4 s. 6 d. they were tied up in a handkerchief.

Q. When you first went into that house, what did you do with them things?

Brown. I had them in my custody.

Q. Was the prisoner in your company when you went to sleep?

Brown. I do not know.

Q. Was the prisoner one of the two persons that drank with you?

Brown. I do not know that; I know there was a soldier in the house that drew the beer, and the other two were soldiers; (the prisoner is a soldier.)

Q. Did you miss your things as soon as you awaked?

Brown. No, I did not remember about the things, but went home.

Q. You say you was in liquor, are you sure you carried these things into that house?

Brown. I am well assured of that; the next day I went to that house again, and asked whether I had left any thing there; they said, no.

Isabella Gilley. I keep the Dr. Ward's Head, a public-house; last Thursday se'nnight, in the evening, the prisoner and two other soldiers came in, and called for three pennyworth of rum and water; my niece served them, and they paid for it; after that they were quarrelling; I desired them to go out; one of their heads appeared bloody; they said he had fell down and cut his head; they called for a basin of water to clean him; I saw a piece of linen cloth on the floor; I heard one say to the other, why did you take the stockings; the other swore he had got them in his pocket; then they said one to another, let us get away as quick as we can; we suspected all was not right; my husband went for a constable, but could not get one; they left my house, and went in at the Mitre and Dove; I went there in about half an hour after; there they offered the stockings to sale; they were taken up upon that, and sent to the watch-house.

William Smith. I was sent for, being a constable, to the Mitre and Dove; when I went in, the three soldiers were offering there a pair of stockings to sale; the prisoner was one of the men; the prisoner pretended to buy the stockings, and to take them into a private room; I pulled out my staff to shew them I was an officer, and shut the door; I insisted upon searching them; I found a pair of stockings and a piece of cloth under the lining of his coat; he told me they belonged to him; then I searched another of them, named White, and found a piece of cloth in his pocket; he said it was his own; they said, serjeant Armstrong had given them the cloth to make each of them a shirt against the next day, being a field-day. I asked how they came by the stockings; they said me very much; the prisoner threatened me several times, and said he would have his things again; then I called for the watch, and sent them to the watch-house; (the things produced in court) it appeared the cloth had been divided in three parts.

Prosecutor

Prosecutor. The linen and stockings are my property.

Q. How do you know that?

Prosecutor. I actually took notice of the linen when I bought it; it is three quarters of a yard wide, the piece was ten yards and three quarters.

Q. Do these agree to that length?

Prosecutor. The other man is gone off with the other piece.

Q. How far is the Dr. Ward's Head from the house where the cloth was found?

Prosecutor. It is about 200 yards distance.

Prisoner's defence.

I was drinking in the house when the gentleman came in, he laid his bundle down on the table; John Hall took it up, and desired I would pawn it; the gentleman fell asleep; Hall went out at the door with it, and knocked at the window for us to come out; I went to him; he said, come along; I went with him to Dr. Ward's Head; there we cut the cloth into three parts.

To his character.

Joseph Hunt. I am a serjeant in the first regiment, under Colonel Ligonier; I have known the prisoner above ten years, seven years I have had him under my care; I was abroad with him in the service in the year 1758; he was at St. Cas; he sometimes will get a little elevated in liquor, but never neglected his duty, and behaved well and honest.

Q. Will your colonel take him again if the court should be inclinable to shew him favour?

Hunt. I know he will. Guilty 10d. W.

167. (M.) *Thomas Young* was indicted for stealing six silver tea-spoons, one silver tea-strainer, and two tin cannisters, the property of Richard Wallis; and one cloth cardinal, value 17 s. the property of Margaret Donavell, Jan. 14. †

Richard Wallis. I keep a public-house in David-street, Hanover-square; the prisoner and another man came into my house on the 14th of January, between eight and nine at night; they called for a tankard of beer; my maid carried it in; they ordered some bread and cheese; the next morning when my wife and girl got up, the girl's cloak was missing; in looking about, I saw the tea chest was open, and the cannisters, spoons, and strainer were gone.

Q. Was the chest broke open?

Wallis. It was.

Q. What room were the things missing taken from?

Wallis. From out of the kitchen, where the prisoner and his companion were drinking. On the

Monday following, between nine and ten at night, a man came and asked my wife if she had not lost such things; she said she had; he said to me, if I would go along with him, he would help me to the sight of the man that took them; I did not know but he was one of their gang (being a stranger) and might rob me at that time; I would not go; he left directions where the place was, and that the man's name was Young. I went the next morning to Justice Fielding, and got a search-warrant and a constable, and went and found the prisoner in bed; I asked him if his name was Young; he said no, Young had dressed himself and gone out; I looked about the room; there stood my two tin cannisters in the closet; I charged him with taking them; he said he knew nothing about them; we took him before Sir John Fielding; he directed us to a woman named Langstaff, at Charing-cross, for the cloak; we went there; she was in bed, and would not open the door at first, but when we said we would break it, then she did; we found the cloak under her bed; we took her and the cloak to Sir John Fieldings; then I fetched my maid, who swore to the cloak; then the woman told us, she and two men had sold the spoons to a silversmith in St. Martin's church-court; she went along with us to the house, where we found them.

Mary Donavell. I am servant to Mr. Wallis; I saw the prisoner and another man come into our house that night, between eight and nine o'clock; there was no other person in that room after they were gone; the prisoner paid the reckoning at their going away; I saw my cloak in the room when they were there, and I missed it the next morning about nine o'clock.

Sarah Langstaff. I called at Mr. Young's lodgings on the 15th of January; he asked me to pledge a cloak and some tea-spoons for him; I said, I was not fond of such a thing, but to oblige him I would do it; I carried them to Mr. Trip, in St. Martin's-lane; he lent me 6 s. upon the cloak, and 13 s. on the other things, and brought the money to Mr. Young; I called again on the 19th, and said I was going to buy a scarlet cloak; he said I might have that if I would redeem it; and I knowing it to be a serviceable cloak, went and redeemed it; after that, he thought it was a pity the things should lie and eat themselves up, so he desired me to get some person or other to let me have money to redeem them; I went to a person in the Butcher-row that does those things, and got some money, and took them out; and sold them to Mr. Hudson, a silversmith, for 15 s. and a penny;

ny; I was surprized at the knocking at the door, made me hide the cloak.

John Hudson. I am a silversmith. On Monday the 19th of January, two men and this last evidence came and sold these tea-spoons to me; I gave 5s. 6d. an ounce for them; (*produced in court and deposed to by the prosecutor.*)

Joseph Stevens. I think it was on the 19th of January that I was sent for to serve a warrant; we found two tin canisters in the prisoner's lodgings, and the cloak at the evidence Langstaff's; I asked the prisoner, when I came into the room where he was in bed, if his name was Young; he said his name was not Young; he said Young was got up and gone out; he said his name was Smith.

Prisoner's defence.

I know no more of the things than nothing at all; a friend came to me, and asked me to pawn these things; I said I would endeavour to get a person to do it for them: I asked this evidence, and she was very agreeable to do it upon my account; which way he came by the things I do not know. Guilty. T.

There was another indictment against him for stealing a silver tankard.

168. (M.) Patrick Lawrence was indicted for stealing six steel watch-chains, value 40s. the property of William Parker, Feb. 17. *

William Pain. Last Tuesday night about eight o'clock, I was going along St. Clement's Church-yard, I saw this soldier at the bar running; he came by me, and a young man came running after him, calling, stop thief; I followed the prisoner; he turned short about; I turned and followed, and got him by the collar; he had these steel watch-chains in his custody; (*producing six steel chains of curious workmanship*) there were many people came about presently; I took the prisoner before Sir John Fielding, and he was committed to Newgate: Sir John bound the prosecutor and me over to appear here; the master and man were both here yesterday, but I am ready to think they will not come.

William Parker. was called upon his recognizance and did not appear. Acquitted.

His recognizance was ordered to be estreated.

169. (M.) Peter Day was indicted for uttering and publishing, as true, a promissory note, with the name George Bowes thereunto subscribed, dated Jan. 13, 1767, for the payment of 10 l. with intent to defraud Andrew Rogers, Jan. 16. †

Andrew Rogers. I am a victualler, and live in

Bow-street, Westminster; the prisoner offered me a 10 l. note for cash; I supposed him to be a little in liquor, told him I could not change it.

2. When was this?

Rogers. It was about six weeks ago; he had no money upon it; (*a note produced, he takes it in his hand*) it was to the same purport as this, but I am not positive that this is the same.

William Saltbouse. I am servant to Mr. George Wild, a salesman in High Holbourn; on the 22d of January, about three in the afternoon, one Thomas Barber came to my master's shop and bought a coat; he talked in the Scotch language, I could hardly understand him; I said, we do not give credit; he produced this note; before I opened it, I asked him how he came by it, and whether any body had indorsed it to him; he said, no: he blushed very much; he appeared to be a countryfied young fellow, not acquainted with business; I looked, and saw an indorsement upon it, I thought it was a forged hand; it seemed to be wrote with the side of the pen; I saw it was payable at Sir Charles Asgill's; I said he must go along with me to Sir Charles's; it being a very wet day, he begged to stay till I came back; I said if it was a good note, I would give him change; he staid at my master's shop; I went, and Sir Charles Asgill's clerk told me it was good for nothing, and asked me if I had delivered any goods upon it; I said, no; when I returned back the man was in the shop; I told him he must go along with me to Sir John Fielding, for it was a false note; we went; he produced certificates that he had served some gentlemen; we called in several neighbours to know what should be done; my master thought proper to let him go, on his promising to produce the man that he had it of; we kept the note. On the Saturday following, in the evening, this Thomas Barber gave us information where we might see the prisoner at the bar; we went with him; he charged the prisoner with having received the note of him; on the Sunday morning we had a hearing before Sir John Fielding; Sir John thought proper to commit the prisoner, and discharged Barber to be an evidence, and bound him over to appear here, but what is become of him I do not know; he has neither attended at Hicks's Hall nor here.

2. Do you know any thing of this being in the prisoner's custody.

Saltbouse. No, I do not.

Barber was called upon his recognizance, but did not appear. Acquitted.

His recognizance was ordered to be estreated.

170. (M.)

170. (M.) Benjamin Hudson was indicted, for that he, on the King's highway, on Eleanor, wife of John Woodroof, did make an assault, putting her in corporal fear and danger of her life, and taking from her person one penny in money, the property of the said John, against her will, Feb. 4. †

Eleanor Woodroof. My husband is John Woodroof. Last Wednesday was fortnight, about half an hour after six in the evening, I was coming along the back-lane to go home; I had a shoulder of mutton, a piece of Cheshire-cheese, six pounds of butter, and some red herrings in my lap; the prisoner came out upon me, I think from some bank just under the fourth lamp in the lane; he said, Madam, your money; I said, I have no money, upon my word; he said, you have; I said I had mutton, butter, and cheese, if he would have them he was welcome, and go about his business; he said he wanted some money; I put my hand in my pocket, and pulled out a penny, and looked at it, and gave it into his hand; I believe a half-penny slipped through his fingers, and fell upon the ground; I had but 5 s. in all about me; he was very much in liquor; he held me by my pocket-hole, while he stooped to take the half-penny up; he said, Madam, this is not all, you have more.

Q. Was you put in fear?

E. Woodroof. I was very much affrighted, but he did not offer to use me ill or strike me; there was another woman with me, she went to go away; he said, Madam, you must not go, I want your's too; she put her hand in her pocket, and threw down, she said, about seven farthings, and while he went to pick that up she went away; there came a little boy past me, and he called a man; I believe there was a very tough struggle between the prisoner and that man in the road, for about three minutes; I had not seen the boy, till the boy said he saw the prisoner stop me.

Peter Ted. I was 15 years of age the 14th of last January; I was going to Shadwell about my master's business; I saw two women by the turnpike going the same road; I was glad of that for company; I went behind them till we came about half way between the Angel and the turnpike; the prisoner jumped out of the ditch and took hold of this woman, and said, Madam, your money; the other woman ran away past me; I went up to Mr. Orme, who was coming with his wife, and told him there was a man robbing a woman; upon which he let go his wife's arm, and ran up to the prisoner who was then stooping; he asked him what he was about; the prisoner said, picking up money, what do you think; he engaged the

prisoner the space of three minutes; the prisoner tried to run away two or three times; then I called the patrol; he was secured.

Q. Did you see the prisoner do any thing to the woman?

Ted. He took hold of her breast.

— *Orme.* I am a bricklayer's labourer, and work for Mr. Milner in East Smithfield; I and my wife were coming towards London; this lad came running up to me, and said there was a man robbing a woman; I loosed my wife's arm, and ran up; the prosecutrix desired me in the King's name to assist her; I asked the prisoner (who was stooping) what he was doing; he said, picking up money; I went to take him by the collar; he struck at me, and ran away; I called, stop thief; he turned again, and offered to fight me; my wife said, strike him with the patten, you do not know what weapons he may have about him; I struck him with my wife's patten; he ran away again; I followed, and struck him with the patten again; then I took hold of his collar, and assistance came up, and he was secured.

Q. What did he say for himself?

Orme. He did not say a great deal.

Prisoner's defence.

I was in liquor.

Prosecutrix. I beg his life may be spared. Guilty. Death. Recommended to mercy.

171. (M.) Benjamin Jones was indicted, for that he, on the King's highway, on John Farley did make an assault, putting him in corporal fear and danger of his life, and taking from his person a silk handkerchief, value 6 d. a linen shirt, value 2 s. a pair of iron shears, value 2 s. a leather bag, value 6 d. and two dozen of metal buttons, value 18 d. the property of the said John; Feb. 4. *

John Edwards. I was near the New Church in the Strand; I heard murder called first; I ran towards the place I heard it called; then I heard the cry, stop thief; I saw the prisoner and prosecutor close together; I stopped the prisoner; the prosecutor said he had been robbed of a pair of shears, buttons and things; the prisoner said, the thief ran that way, pointing up an alley; I looked up that way; the prisoner set off, and I ran and caught him again; there was nothing found upon him.

John Farley, the prosecutor, was called upon his recognizance and did not appear. Acquitted.

His recognizance was ordered to be estreated.

172. (M.) Joseph Gup was indicted, for that he, on the King's highway, on Anne, wife of Nicholas

chelas Kemp, Esq; did make an assault, putting her in corporal fear and danger of her life, and taking from her person a silk purse, value 6 d. a silver dollar, a quarter guinea, a 4 s. 6 d. piece, a half crown, and 2 s. in money numbered, the property of the said Nicholas, Feb. 9. †

Anne Kemp. Last Monday se'nnight, between six and seven in the evening, Mr. Kemp, I, and Mrs. Heyman were in a chariot, and got through Marybone turnpike; Mrs. Heyman said to me, Mrs. Kemp, there is a highwayman; a man came up on horseback and demanded Mrs. Kemp's money; Mr. Kemp let down the window, and swore he should not rob him, he would not give it him; Mr. Kemp said he knew him; then I pulled out my purse, and gave it the man; he thanked me, and away he went immediately.

Q. What were his words, as near as you can recollect?

A. Kemp. He said, your money, Sir, your money, and presented a pistol to Mr. Kemp; I was sitting on the right-hand, the farther side from the man, and handed my purse over Mr. Kemp's shoulder; I gave it him because I was affrighted, and wanted to get rid of him.

Q. What sort of a purse, and what was in it?

A. Kemp. It was a green silk purse; there was a Spanish dollar, a King William and Queen Mary's half crown, a 4 s. 6 d. piece, a 5 s. 3 d. and some silver.

Q. Did you observe his person?

A. Kemp. I did not.

Q. When was the prisoner taken?

A. Kemp. He was taken the next morning.

Martha Heyman. I was in the chariot at the time Mrs. Kemp was robbed; I saw the man, and I said, here is a highwayman.

Q. Why did you say so?

M. Heyman. Because I saw him come up with a pistol in his hand.

Q. Did you see him so as to know him?

M. Heyman. I saw he was a black; he stopped the chariot, and demanded the money, not of any person particularly; Mr. Kemp said he would not be robbed, and Mrs. Kemp reached over his shoulder, and gave the highwayman her purse, and he rode off immediately.

Q. Look at the prisoner, do you know him?

M. Heyman. I cannot be positive that he was the man; it was like him.

Nicholas Kemp, Esq; Last Monday was se'nnight in the evening, about six, or a little more, we came through the turnpike at Marybone; going up to the chapel, a little way beyond that, I heard a

person say, stop; I put down the window, and said to the coachman, what are you about; the prisoner came up, and said, your money, your money, in a minute; immediately I asked him, how he came to stop me in that manner, and bid him go about his business, and said, (which was very imprudently done to a highwayman) I knew him; I could not get the door open, or I believe I should have unhorsed him; he said, what, you will not be robbed; I said, I will not. After that, my wife put her hand over my shoulder, (for I was turned about to him) and he snatched her purse out of her hand, which I did not perceive till after he was gone; he rode off immediately.

Q. Can you tell who stopped you?

Kemp. It was a black man, of the prisoner's stature and size; the pieces of money are remarkable; the King William and Queen Mary's half crown I gave my wife about seven years ago for a pocket-piece.

Richard Bond. On the Monday after Mrs. Kemp was robbed, Mr. Kemp came and gave information to Sir John Fielding of the man, a black highwayman; I was desired to go in pursuit of him; I went up as far as the Farthing Pye turnpike; I had intelligence he came into Tottenham-court road; I went on, and had intelligence of him till he came into Oxford-road; then I heard no more of him that night; the next day I was going through Ryder's-court, by Cranbourn-alley, (there were then bills put up, describing the man) I there saw the prisoner answered the description of the bills; I went and looked at him two or three minutes; after that I said to him, my friend, you must take a walk with me; he seemed to be greatly confused. Coming through Long-acre towards Sir John Fielding's, he stopped once or twice, and said he would not go any farther; I told him he should; he asked me for what; I told him he had assaulted a gentleman, and he must go and ask his pardon; he said, where; I said, at a public-house; (having no person with me, I did not think proper to say where I was going with him) as we were coming through a little alley called Felix-alley, he wanted to put his hand into his left-hand breeches pocket; I said, keep your hand out of your pocket, for you shall not put your hand into your pocket till you come into the public-house; I was on the right side of him; as soon as we came into the public-house, which was the Brown Bear in Bow-street, I sent over to Sir John Fielding's, to know if he was at home; then I said, now let me put my hand into that pocket; he was unwilling; I said, I will; I put

put my hand in, and took out this purse, with this money in it; (*a green silk purse, with money in it, produced in court.*)

Court to Mrs. Kemp. Look at that purse.

A. Kemp. To the best of my knowledge, this is my purse that I gave the man at that time.

Court. See what is in it; (*She takes out a Spanish dollar, and a William and Mary's half crown.*)

A. Kemp. I can very safely swear to these two pieces (*holding them in her hand.*)

Bond. There were several shillings in the purse; the prisoner was in a great confusion; then I took him over to Sir John Fielding's; he was then committed till Mr. Kemp came, which was on the next day, being Wednesday.

Q. from prisoner. What breeches pocket did you take that money out of?

Bond. I took it out of the prisoner's left-hand breeches pocket.

Prisoner. I have no pocket on that side.

Bond. The prisoner said before Sir John Fielding, he had had that Spanish dollar seven years ago, when on board a man of war.

Prisoner. That I had, if not more; I brought it from my own country with me, New-York.

Court. Read the date which is upon it.

Clerk of the arraigns. It is dated 1764.

John Pilgrim. I am a stable-keeper, and live at Chelsea; the prisoner had a horse of me on a Monday; I did not take notice of the time.

Q. How long before he was taken up?

Pilgrim. It was not above a day before he was taken; he had him about three o'clock, and he came home about seven, or a little after; I cannot tell to half an hour.

Q. What business is the prisoner of?

Pilgrim. I cannot tell that; he was in the same regiment that one of my men was; I only knew him by his coming to see him.

Q. Where did he say he was going when he hired the horse?

Pilgrim. He said he was going to the Three Conies in Rumford road, that is about four miles from London.

Q. What sort of a horse was it?

Pilgrim. He is a brownish horse, about fourteen hands high, with a rat tail.

George Raleigh. I drove the chariot last Monday was se'nnight; the man that stopped us had a black face; I cannot say positively to the prisoner; the horse he was upon was very low in flesh, and he had a rat tail; I know no more of the robbery than what has been given an account of.

Thomas Sadler. I keep the Castle in Jews Row,

Chelsea; the prisoner came to my house, and called for a pint of beer last Tuesday was se'nnight; and after that a pint of gin hot; he gave me this 5 s. 3 d. piece to change; I changed it; his reckoning came to 8 d. halfpenny; (*produced in court.*)

Court to Mrs. Kemp. Look at that piece of money.

A. Kemp. (*She takes it in her hand*) I believe this to be the same that was in my purse that I lost, that time we were stopped; I know it by this little hole almost punched through it.

Q. from prisoner to Sadler. What did you say to me when you gave me the change?

Sadler. I said, they that made that hole in the head would cut King George's throat if it was in their power; (*the hole was just in the gullet.*)

Samuel Thring. I was the footman behind the chariot at the time it was stopped.

Q. What was the colour of the horse the man rode?

Thring. I take the horse to be either a black or a brown; the hair was very thin upon his tail, and he was low in flesh.

Q. from prisoner. Whether you think I was the man that robbed your mistress?

Thring. I cannot say; all that I know is, that he was a black.

Prisoner's defence.

There are a thousand black men in London besides me: last Monday se'nnight I went to see a serjeant's sister that lives at the Three Conies in Rumford road; when I had rode over the stones, and cantered about half a mile, I found my horse would not perform his journey; I turned back again, and got to a house in King-street, Westminster; I got there about ten minutes after five, and gave my horse a feed of corn, and in about half an hour or three quarters after, I went for Chelsea; I have been in England six years. Guilty. Death.

173. (M.) John Tape was indicted for stealing two woollen blankets, value 6 s. and one linen sheet, value 1 s. the property of Archibald Cluth, in a certain lodging room lett by contract, &c. Feb. 12. *

Archibald Cluth. I live at Lower East Smithfield; the prisoner and I agreed for him to pay me a shilling a week for his bed; he was not to have the whole room, there was another man lay in the room sometimes; the prisoner continued with me between two and three months; he went away last Saturday, and carried away two of the blankets and one sheet from that bed; we took him up last Monday, and before the Justice when we charged him,

him, he told us he had sold them to one Bourn, and took us to him; there we had them again, only one of the blankets was changed.

Isabella Cluth his wife, and Isabella Frazer the servant, both confirmed the evidence given by the prosecuor.

The prisoner said nothing in his defence. Guilty 10d. W.

174. (M.) Hannah Williams, spinster, was indicted for stealing a silk cardinal, value 12 s. a linen apron, value 2 s. 6 d. and two linen handkerchiefs, value 2 s. the property of Elizabeth Allen, spinster, Feb. 14. †

Elizabeth Allen. I came from Scotland lately; I had been out of place, and I went to be at Mrs. Anderson's at Execution-dock, Wapping. On Saturday last, in the evening, I left my things mentioned in the indictment, and went out a little way, and when I came back they were gone; I went and enquired about, and at Mr. Thompson's, a pawnbroker, I found them; when I was at his shop the prisoner came in; he said, that is the woman that brought them here; the things were produced in her presence; she seemed to deny the pawning of them, but he was positive to her.

Mr. Thompson. I am a pawnbroker; I took in a silk cardinal, a linen apron, and two linen handkerchiefs of the prisoner at the bar, on Saturday last; she wanted half a guinea on the cloak; I said, I could not let her have half a guinea upon that; then she produced the other things, and I let her have half a guinea upon them; the Monday following, Mrs. Allen came and asked me, if I had a fatten cardinal in the name of Christian Jackson, I think that was the name; I told her, I had no such name upon my book; she then described the things; I said, I thought I had such; I shewed them to her; she said they were her property; we took the prisoner and things before the Justice; the things were delivered to William Beech, the constable.

William Beech. I am constable; these are things that were delivered to me before the Justice; (*producing the things mentioned in the indictment, deposed to by prosecutrix.*)

Thompson. On the Wednesday morning Mrs. Allen came to my shop a second time; while we were talking the prisoner came in, and I said, this is the woman that brought the things to me.

Mrs. Anderson. I keep a public-house at Execution-dock; Mrs. Allen lodged at my house; the prisoner was at my house last Saturday, about four o'clock; she called for a pint of twopenny, but I know nothing of her taking

the things; she was there about an hour and a half, but never sat down, but walked backwards and forwards; there was a man along with her; there was no woman came in but she till the things were missing; we had a suspicion of either she or the man; the man we did not know.

Mary Marsh. I live at Mrs. Anderson's; I remember seeing the prisoner at our house that afternoon, about four o'clock; she drank a pint of beer with a waterman.

Prisoner's defence.

I was taken at a nonplus; I leave it to your Lordship, and the gentlemen of the Jury; I am innocent. Guilty. T.

175. (M.) Jane, wife of William Spencer, was indicted for stealing a linen apron, value 2 s. and six guineas and a half, the property of Stephen Gallell, Feb. 12. †

Stephen Gallell. I am a shoemaker, and live in Cold Bath Fields; I had lost money at divers times, to the amount of about 12 guineas, out of my chest of drawers; the prisoner was my servant; the week before last I lost between 6 and 7 l. six guineas I'll swear to; yesterday was a week I took all my money out, only six guineas, in order that I might find out who was the thief; I left five guineas and two half guineas; after which I went out, and when I came back, one of the half guineas were gone. I asked my wife if she had been at the drawer to take money out; she said she had not; my mother said, then call the apprentices, let all stand search. While I was about to send for a constable, the prisoner desired to speak with my wife; I went up stairs to my wife with her; she confessed to the taking the half guinea; I asked her to give it me; she said she had hid it below stairs in the kitchen, and if I would go down with her, she would give it me; we went down; she then pulled off her shoe, and took it out of her shoe, and gave it me; she confessed she had taken it that morning; then I asked her, if she had robbed me before, and told her how much money I had lost.

2. Did you promise her forgiveness?

Gallell. No, not at all; I only said they should all stand search, and after the half guinea was found, I said if she would confess it, I should have the better opinion of her, and it might be better for the rest of my servants. My wife having lost an apron, looked, and found the prisoner had it on; the prisoner said it was her own; the prisoner declared she had taken no more; I said she should go before the Justice; then she declared she had taken two guineas, and fell on her knees and

and begged pardon, and said she would make recompence, if I would not take her before a magistrate; I said she should go; I was taking her before Justice Welch; as we were going there, she confessed she had taken six guineas besides the half guinea; we came back, and was going before Justice Girdler; then she wanted me to let her send for some of her friends before I took her before him; her friends would not come nigh her; then I took her before Justice Girdler; there she confessed the same, and had redeemed some of her things out of pawn with part of the money.

Anne Gallell. My husband missed money several times; the day before the prisoner was taken up, my husband put six guineas into the drawer, and went out, and when he came home again, there was half a guinea missing.

Q. Did you see him put it in?

A. Gallell. No, I was ill at the time.

Q. Who were in the room the time the money was in the drawer?

A. Gallell. Nobody but my mother, two of our apprentices, and the prisoner; my mother said, they must stand search; a constable was sent for; after that, the prisoner and my husband came up stairs to me; she owned before me to the taking the half guinea.

Q. Did she say how she got at the money?

A. Gallell. She said she got the key, which was hanging up in a different part of the room; my apron she had on at the time; (*produced and deposed to*) she confessed to the taking it clean out of the drawer, before she went out of the room.

Q. Did your husband promise her to be favourable, in case she would confess?

A. Gallell. My husband did say he would be favourable if she would confess the rest, after she had confessed to the half guinea.

John Fowler. I am the constable; as we were going to the Justice's, the prisoner confessed to me, she had taken a couple of guineas out of her master's drawer; I said, your master says he has lost more; then she said she had taken six guineas; she begged her master would give her leave to send for her friends; he took her home, and she sent for her friends, and they did not come; then we took her to Justice Girdler.

Q. Was any thing said to her to prevail with her to confess?

Fowler. No, not as I heard.

Prisoner's defence.

When the half guinea was found upon me, my master told me if I would confess any more, he would clear me directly; then I owned to six guineas.

The prosecutor, his wife, and his mother being all asked, declared there was no promise of favour made the prisoner, till after the half guinea was found.

Q. to prosecutor. What was done with the key of the drawer when it was locked?

Prosecutor. The key was generally hung up in the room where the drawers are, it being more handy for my wife; I did not know that any body in the house besides knew of it. Guilty. T.

176. (L.) *John Owen* was indicted for stealing a hand-saw, value 3 s. the property of *William Bowlder*, Feb. 16. †

William Bowlder. I am a carpenter, and live in Black-friars; I lost a hand-saw last Monday; being informed of it, I went out, and overtook the prisoner on Ludgate-hill, with it upon him; (*produced and deposed to*) he said before Sir Matthew Bickleton, that he found it at my door.

Prisoner's defence.

I found it at a distance from his door. I am an harness-maker by trade. Guilty. T.

177. (L.) *Jane*, wife of *Daniel Bardell*, was indicted for stealing one muslin apron, value 4 s. one linen apron, value 2 s. two silver tea-spoons, value 4 s. the property of *Joseph Wood*, Feb. 2. †

Elizabeth Wood. I am wife to *Joseph Wood*; the prisoner lodged at our house; the things mentioned in the indictment were missing, (*mentioning them by name*) there was nobody else in the house that could take them: I asked her where they were; she said they were very safe, and took me to Mr. Quince's, where some of them were, and some of them she told me were at the corner of Wood-street.

Q. Did you tell her you would redeem them?

E. Wood. I said nothing to her about that.

Prisoner. I told her she should have them between the Monday and Saturday, and she told me she would not hurt a hair of my head.

Q. to prosecutrix. Did you tell the prisoner as she has mentioned?

Prosecutrix. She told me if I would stay a month, I should have them all put in their places; her husband is a very honest man; he gets half a guinea a week for turning a wheel for a polisher; they have lodged in my house but about a month, he lodges there now. Acquitted.

178. (L.) *John Boloditch* was indicted for stealing 567 pieces of leather, cut out for upper-leathers for men's shoes, value 6 l. the property of

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Henry

Henry Sterry, William Newman, Benjamin Horn, and John Squires, Jan. 17. †

William Newman. I live on Snow-hill, I am a currier and leather-cutter; Henry Sterry, Benjamin Horn, John Squires and I, are partners; the prisoner was our porter; we missed the leather mentioned on the 17th of January. On the beginning of January I was applied to in the leather-market at Leadenhall, by one of our own business, to know whether we apprehended our men were all honest; I told him I hoped so; I desired to know his reason for asking; he told me, he heard a man was seen to sell leather about in Essex, that was suspected not to be honestly come by, and shewed me some part of those goods, which he said a shoemaker at Woodford had bought, which he suspected were not honestly come by; he said, he told the person he suspected they came from our shop; after that, he brought a pair of upper leathers; I looked at them, and sent word I would come down to Woodford and look at the rest; or if the shoemaker chose to come to London, I should be glad to see him; he came to London, and told me the man he bought them of was a shoemaker, or rather a shoe-mender, and lived at Mile-end; I went to Mile-end, and found the man out, and told him my business; he said he had been employed by a man, to sell some leather for a man; he and Mr. Mead the shoemaker at Woodford came with me home; then we set all our porters in a row, for him to pick out the man he had the leather of, and he pitched upon the prisoner.

Q. What is that man's name that lives at Mile-end?

Newman. His name is William Taylor; I then got a warrant to search the prisoner's lodgings; there we found eight pair of upper-leathers; (*produced and deposed to*) six pieces go to a pair.

Q. What do you know them by?

Newman. Here is my own mark, which I put upon the skins before they were cut out.

Q. What are these worth?

Newman. They are worth about 10 s. we apprehended the prisoner the same day; he confessed the taking of them.

Q. Had you given him any intimation of favour?

Newman. No, there was nothing of that sort.

William Taylor. I am a shoemaker by trade, but make very few new shoes now, I am what you may call a translator, or cobbler; the prisoner came to me some time before last Christmas.

Q. Did you know him before?

Taylor. I knew him three or four years, but had not seen him for twelve months before.

Q. In what way was he when you knew him?

Taylor. He was at a tallow-chandler's; when he came, we went and had a pot of beer together; he asked me if I was acquainted with any shoemakers in the country; I said, yes; he said, he had got a quantity of upper-leathers, and if I could recommend him to some customers, he would give me half a crown a day, and pay my expences. Accordingly I went with him to several masters that I work for; after this, Mr. Newman came to me, and asked me if I knew such a gentleman at Woodford as Mr. Mead, and if I had ever sold any leather to him; I said, yes, twice; he asked me how much I sold him; I knew the first quantity, but not the last; he said he had been robbed, and desired I would go with him, and shew him which of his men it was; I went with him; he brought some porters, and put them in a row, and I pitched upon the prisoner.

Q. Did the prisoner tell you who he had the leather from?

Taylor. No, he did not; I was with him before the Justice, there he confessed he took the leather for a support to his family.

Q. Did he pay you the half crown a day?

Taylor. Yes, he did, all but one day; then he gave me only 2 s. because the goods were not all sold that he brought out.

Prisoner's defence.

I am sorry I have abused such good masters as they have been to me, in so bad a manner; they were very kind to me. I was tempted to commit this wicked act, to support my wife and four young children, at the time of her lying in; she had a very bad time, and my wages but 11 s. a week, would not buy sufficient necessaries to support six of us these dear times; I hope there is nothing but the greatest distress could have tempted me to use the best friends I had, in the manner I have done; and as it is my first offence, for the sake of my poor wife and dear helpless children, I humbly beg the mercy of the court; and if I should be so happy as to get my liberty again, I will always endeavour to provide for my poor family in an honest way.

Q. to *Newman.* Do you think the prisoner has made a common practice of taking things?

Newman. It is impossible for me to know that, in an open shop as ours is.

To his character.

John Beal. I have known the prisoner four years; I always looked upon him to be a very honest man.

Job White. I have known him twelve years; I never heard any ill of him in my life before this. Guilty. B.

179. (L.) Christopher Lare was indicted for stealing four quartern loaves of wheaten bread, value 2 s. 8 d. the property of David Taylor, Feb. 9. †

Thomas Smith. I am an hostler at the Spread Eagle in Gracechurch-street; last Monday was se'n night I was in Fleet-street, and saw the prisoner coming along, and a journeyman baker set his basket down at a silversmith's shop in the street, and left it; the prisoner walked backwards and forwards; at last he went and took four loaves out, and walked gently away. I followed him cross the way; I stopt him before he got two hundred yards, and said, where are you going with this bread; said he, I am going to serve my customers; very well said I, you had better come back to the baker, and he will give you intelligence where to carry them; he would not come back; I said, the first customer you go to, I'll charge you; when he got to the upper end of Chancery-lane, he went thro' some courts that I did not know; said I, I'll get at the first baker's shop a man to go along with you, because I know you are a very bad man; upon that he set out a running with the four quartern loaves under his arm; I cried, stop thief; nobody stopt him, till a baker's man stopt him in Red-lion-square; we brought him back to the place where he took the bread, then to Guildhall; there was a baker said he had lost four quartern loaves, he lives in Clare-market.

Robert Steel. I am servant to Mr. David Taylor in Clare-market. On Monday was se'n night I carried bread out, and left my basket at the corner of a silversmith's shop the corner of Salisbury-court, Fleet-street; I went to serve some customers, so did not see the bread taken; but I have heard the prisoner say since, he took four quartern loaves out of a basket that stood at that place: I counted my bread when I went into Shoe-lane, and when I came back again, and I missed four quartern loaves.

Q. What reason did the prisoner give for taking them?

Steel. The reason he gave was, that he wanted both bread and money.

Prisoner's defence.

It was mere necessity; I had had neither victuals nor drink for two days, and had no money to pay for my lodging; I am a baker by trade. Guilty 10 d. T.

180. (L.) William Skeele was indicted, together with William Martin not in custody, for

stealing a silk cloak called a cardinal, value 12 s. the property of Timothy James, Jan. 29. †

Timothy James. I am a shoemaker, and live in Barbican; my wife is a milliner; we carry on our business in the same house; she missed a cardinal on the 29th of January; I was not at home at the time; after it was taken, one John Clark came the very night, and asked me if I had not lost such a thing; I went with him to Clerkenwell, there we searched a room where was two girls; Mary Parsons the evidence was one of them; we found a bundle; I untied it, and in it found the cardinal; we asked Parsons where she had it; she said she did not know any thing about it; at last she said one William Skeele brought it there; that his partner, William Martin and he, set it at 4 s. and she gave 2 s. for it; I went home and fetched the young woman that made the cloak; she said it was my property; after that we took the prisoner, the other ran down stairs, but was stopt and brought back; the prisoner said he found the cardinal in Barbican, or something like it; we took them both to Bridewell that night, and before the Justice the next day, there they both said they found it

Mary Baldwin. This cardinal (*holding one in her hand*) is Mr. James's property, I made it; I was sitting in the parlour with Mrs. James, at the time a pane of glass was broke in the shop window, on the 29th of January; we went out to see what was the matter, but could see nobody; then we went to see if any thing was lost, and missed nothing; but the next morning the uncle to one of the boys came, he asked if we had lost any thing; we said no; then he asked if we had lost a black silk cardinal; then we looked and missed it; then he said to Mr. James, if you will promise to prosecute, I can help you to it; he said, he had just saved his kinsman from being concerned with the other two; Mr. James went with him, and he came back about twelve, and said, I must go and look at a cloak that they had found, and see if I knew it. I went with him to Red-bull-yard, St. John's-street, there were two girls that they kept; one of them is called Martin's wife; I saw the cardinal, and proved it to be Mr. James's property: while we were talking about it, we heard somebody coming up stairs; Mr. Clark said they are coming, put the door too; they came up, the prisoner was first apprehended; Martin ran down stairs, but was soon apprehended and brought up; they were taken before Justice Girdler, he admitted the girl an evidence.

Mary Parsons. I lodge with William Skeele and William Martin: they brought a black silk cardinal in one night, tied up in a red handkerchief, and

and said they found it; Martin gave Skeele 2 s. for his part, and gave the cardinal to me.

William Dickerson. I was with Martin and Skeele on the 29th of January; I was to have broke the window, only my aunt came by and caught me; we were all of us together in a room after that, and I asked them if they had got the cardinal, and they said they had.

Prisoner's defence.

We found the cardinal in Barbican; Martin gave me 2 s. for it, and gave it to Mary Parsons.

Q. to Baldwin. Where was the cardinal taken from?

Mary Baldwin. It was taken from off a line on the inside the window, just by the broken pane.

To his character.

Mrs. Cooper. I live at the Peacock in Whitecross-street; I have known the prisoner from his birth, I never heard a bad character of him till now.

John Doffet. I am a shoemaker, and live in Sea-coal-lane; I have known him ever since he was born, he is an industrious honest lad as ever I knew, and can get a great deal of money at his business, he works with his father.

Q. How old is he?

Doffet. He is eighteen years of age.

Roger Tippet. I have known him about nine years, he was always a very careful lad, and behaved very honest and civil.

Elizabeth Cox. I go out ironing; I have known the prisoner seven or eight years or upwards, I never heard no ill of him in my life.

Mary Cook. I have known him seven or eight years, I never knew any thing amiss of him. Guilty. T.

See Dickerson (or properly Dickson) an evidence against Martin, N^o 146. in the first part.

181. (L.) Thomas Williams was indicted for stealing a silk handkerchief, value 10 d. and a linen handkerchief, value 10 d. the property of Thomas Ewing, Jan. 29. †

Thomas Ewing. I live in Milk-street; on the 29th of January, the prisoner came between me and the shop window; I saw him put his hand in my pocket, upon which I seized him by the sleeve; he had the dexterity to whip out my two handkerchiefs. I had two in my pocket, one I saw in his hand, at least the linen one; I know that was uppermost in my pocket; I did not get that again, but the other I have; I held him, and brought him into a public house; he desired to be searched, this was near the Compter; he was searched, and nothing found upon him; upon this he threatened

me with a writ, to sue me for damage; there seemed to be a number of accomplices about him; upon this the next witness, who had seen the prisoner throw down the handkerchief, went and found it, and came and brought it in, it was the silk one; I said, don't show it me till I describe it, which I did, then he delivered it (*produced and deposited to*).

Frederick Heaton. I am a shoemaker, I was at work in the shop; I heard this gentleman say, you have picked my pocket. I turned the corner, and saw him and a man close together; he had hold of the man facing the Dolphin door, it was dark; I am very confident a handkerchief came from one of them, and as there was a contest at the Dolphin door, I took a candle out of the shop, and went and found this (silk handkerchief,) and brought it to the prosecutor.

Prisoner's defence.

I was going down Milk-street, two young fellows ran by me as hard as they could run; the gentleman laid hold of me and said, you have picked my pocket; I said you are vastly mistaken in the man, you are welcome to search me; I pulled off my things; this gentleman went out, and brings in a candle and the handkerchief; the gentleman said, can you swear you saw this man take the handkerchief; no, said he, I cannot. Guilty. T.

182. (L.) Susanna Hatfield widow, was indicted for stealing a gold ring, value 10 s. the property of Philip Rooker, Feb. 5. †

Elizabeth Rooker. I am wife of Philip Rooker, he is a goldsmith; we live in Bishopsgate-street, near Spital-square; yesterday was fortnight the prisoner came into our shop, and asked to look at a light gold ring; we generally keep them on a board, with velvet over them, upon hooks, by that means we can presently perceive if any are missing. I laid down the board upon the work-board, by the side of the counter, and only brought two light rings to her, which she tried on; she desired I would weigh them, and tell her the price, they were much of a weight; she agreed to give me 8 s. for one of them; after that she said, Madam, I should be obliged to you to let me look at that ring that hangs on the corner hook, that was a heavier ring; she tried it, and said it was too heavy, I think the other will do very well: she reached cross the counter, and put a ring on the hook that came from; she said she would go over the way to the alehouse, and give me the money for the ring she agreed for: as she went out of the shop,

shop, I took the ring which she put on the hook, and found she had changed mine for a brass one; she was got two or three doors off; I ran after her, and got hold of her, and said, good woman, you have taken my ring away, and put a brass one in its place. I brought her back, and pushed her into the shop; by that time my sister came into the shop; the prisoner clapt her hand upon the counter; my sister can inform the court what she saw at the time; (*the brass ring and gold one produced in court.*)

Q. Was there a brass ring on that or any of the hooks before she came in?

E. Rooker. No, there was not; my husband came home, then she was taken to the Compter.

Elizabeth Rooker, spinster. I live with my brother that keeps this shop; I hearing my sister go out of the shop, came into the shop to see what was the matter; I heard a woman had been in to cheapen a gold ring, and had taken one away, and left a brass one: my sister brought the prisoner in; I saw the prisoner lay her hand down on the corner of the counter, and when she took it up again, I saw a gold ring lying, which proved to be the ring that was missing.

E. Rooker. There was no ring on the counter when she went out of the shop; I had only taken two rings from the board, and they were on my finger; that brass ring was one more than our number.

Prisoner's defence.

I never touched the ring, I know nothing of it. Guilty. T.

182. (L.) John Edward was indicted for stealing one woollen cloth furtout coat, value 21 s. the property of Nathaniel Powel, Jan. 21. † Acq.

184. (L.) John Martin Hines was indicted for stealing seven pounds weight of tobacco, value 3 s. 6 d. the property of William Anderson, Feb. 18. † Guilty 10. T.

185, 186. (L.) Thomas Zachariah Miller and William Green, were indicted for stealing a linen handkerchief, value 6 d. the property of John Dent, Jan. 30. †

John Dent. I am the city butler; I and Mr. Lane were coming through Aldgate about eight o'clock, the 30th of January, at night; I saw the two prisoners together just behind me; I had lost three handkerchiefs before, which made me more careful; I put my hand in my pocket to prevent their taking my handkerchief out, and I found it was gone. I was very certain it must go at that time, because I had used it about two or three minutes

before; I turned round and took hold of them both, and said they had taken my handkerchief; they both denied it; while they were denying it, a woman picked it up in the highway and gave it to me, I have never seen her since; we took them into a shop, and in about five minutes time they both confessed they had taken it; Green said, Miller took it out and gave it to him, and therefore we could not hurt him for it; after that they both owned it, and said they never did such a thing before, and would not no more.

Q. Was any thing said to induce them to acknowledge it?

Dent. No, there was not.

William Lane confirmed the evidence given by prosecutor, being with him at the time.

William Robins. I am turned of fourteen years of age, I saw the two prisoners standing by Mr. Dent; I saw Miller put his hand into his pocket and take out a handkerchief, and give it to Green; I live with Mr. Stevens a watchmaker, in White-chapel; after that I saw Green drop the handkerchief, and gave a wrench out of Mr. F's hand, and run away down Houndsditch; after that I heard Green say he should be cleared, for he did not take it, Miller took it; after that Green was brought back and carried to Mr. Lane's the poulterer's shop; there they both confessed: Green said Miller took the handkerchief out of the gentleman's pocket, and Miller owned he did.

Q. Was there any promise of forgiveness, on condition of their confessing?

Robins. Mr. Lane or Mr. Dent said before my Lord Mayor, that if they would make any discovery of their gang, they would pardon Green, but not for this offence; I heard nothing said to them before they took the handkerchief.

Miller's defence.

I was walking along; I happened to touch this gentleman; he caught hold of me, and said I had taken his handkerchief; I never touched it.

Green's defence.

I had been out all day with this boy (*meaning Miller*) the man was walking by the side of me; he laid hold of me, and said he had lost his handkerchief. Both guilty. T.

187. (L.) William Thompson Giffard was indicted for stealing five guineas, the property of James Walker, Feb. 5. †

James Walker. I keep the Rose and Crown, and Goose and Gridiron in St. Paul's church-yard; I have known the prisoner from last Tuesday was a fortnight, and no longer; he had been at my house before, as I understood by some of my customers;

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tomers; he appeared decent and very genteel, and said he was private secretary to my Lord Shelburne; I had given him credit from time to time; the first time he came in a coach with a lodger of mine; yesterday fortnight he came, and called me up stairs, and said he would pay me my bill, and wanted me to propose him to be made a free mason, in the society at my house, which is held every first and third Thursday in the month; (he used to tell what passed in the house of Lords.) I went up stairs with him to the next room to the lodge-room, upon the same floor; he asked me to give him two half guineas for a guinea; (it is a general rule to deposit half a guinea when a mason is made) I pulled out my purse, there might be 30 or 40 guineas in it; I put it on the table; the master of the lodge immediately called; the prisoner had given me his guinea; I in a hurry took up part of my money, but I left some upon the table; I can safely say there were five guineas left; I went that moment into the mason's room, I had not time to take it all up; (I had put it down in order to look out half guineas for his guinea) I was not absent I believe a minute, not two I am sure; and when I came back, the prisoner and money was gone; I went down stairs immediately; he was got into the bar, in order to take his great coat as I apprehend; (he went then by the name of Thompson) I said, Mr. Thompson, did you take any money off the table; he said, yes, I did take five guineas; I said, what did you take it off the table for; he said, I took it only to secure it, as you was gone; he bell rang again, and I ran up stairs; I don't suppose I was absent three minutes, and when I came down again, he was gone with his great coat; that night I took some friends with me and pursued him; I understood he used the night-houses about Covent-garden; I dare say I spent more than 10 l. in looking for him; I had been there every night; I had mentioned him to a gentleman that knew him, and I found he was a person of very bad character; last Saturday night a person came and said, run out, Walker, he is just gone by; I ran out, and found him in an earthen-ware shop, cheapening some things; when he came out of the shop, I laid hold of him, and said, Mr. Thompson, I want to speak with you; said he, I am in a violent hurry now; I said, I must speak with you; I am in a violent hurry, said he again; I said, I take you up as a thief, you stole my money in my house; said he, whar, for them few guineas; go with me into Queen-street, Cheap-side, and I'll give you security for your money; I said, no, you shall never be discharged till you come to the Old-Bailey;

I took him into my house, and kept him there till I had time to send for an acquaintance to assist me with him to the Compter; when I took him out of the house to go to the Compter, he offered to give me a note of hand for the money; but going along, when he found I had got an officer to take him to the Compter, he swore he would make it a dear taking up, as ever I paid in my life; this was as we were near the pump in St. Paul's church-yard; he said, you villain, did you not give me that five guineas for b——g me; I got him in at the Nag's Head in Cheap-side; he went down on his knees, and swore I had served him in that way, and had given him a bad disorder; and this he told the people when we got him into the Compter.

Cross examination.

Q. Was there nobody in the room but the prisoner when you went into the mason's room?

Walker. No, there was not; there was nobody near him but the tyler, that was obliged to stand at the door.

Q. Do you think he took this money from the table in order to secure it for you?

Walker. He could not pretend any thing of that, though he told me so below.

Q. Was all the money gone that you left upon the table?

Walker. It was, there was not a single piece left.

Q. Did you never talk of bringing a writ against him for the recovery of the money?

Walker. No, not for this; I did for a debt that he owed me; I lent him half a guinea, and hired a horse for him, and he had run some in liquor; the debt was about 53 s.

Q. In what manner did he come the first time you saw him?

Walker. That night he came in a coach; Mr. Gill that lodges at my house brought about three in the morning; Mr. Gill requested he might have a bed at my house that night; I had all my beds full, as all the Chester traders come to my house; I had no bed empty; I said he might lie with me, as I should be up in about two hours time; so he lay with me; I got up in about two hours after; I think he said he had been knocked down in Covent-garden; in the morning, about eight, he had a basin of tea carried up, and about ten he desired a dish of coffee.

John Gill. I was bred to the sea, and lodge at Mr. Walker's; I have known the prisoner about seven weeks; he came once to Mr. Walker's, and sat opposite to me, I had a suit of uniform on; it came up in conversation about Capt. Thornhill*; he said he had been making interest for him to

* Capt. Thornhill, capitally convicted in December Sessions. See No. 42.

Lord Shelburne; he asked me if I was in any employ; I said, not at present, but I expected I should soon; he said it was a pity such a young fellow should be out of employ, and proposed he could do something for me; after that, one night he came home with me to Mr. Walker's, in a coach from Covent-garden; he wanted to borrow half a crown of me; he said he had been abused and struck by a person there; he pretended he could not get in at his lodging, so he came home with me; I went to Mr. Walker, and said, here is such a gentleman, I beg you will let him have a bed here; he said he could let him have no other than to lie with him, and he should be up in an hour or two, so he went to bed; the next morning when he came down stairs, he told Mr. Walker he was going to petition Lord Shelburne on my behalf, and said he would be proposed a mason; I went out, and came home at eleven o'clock, and Mr. Walker told me, that gentleman has stole five guineas from me that you recommended; then I went to Lord Shelburne's to enquire after him, but could hear of no such person there.

William Oliver. I am an officer belonging to the Marshalsea court; I went to Mr. Walker's house to-morrow will be a week at night; there was the prisoner there; Mr. Walker said, I sent for you, for this is the fellow that robbed me of five guineas; then I said, charge him as a thief; said he, I do; he had the prisoner by the collar; the prisoner wanted sadly to get from him at the door; the prisoner said, don't lead me in this manner, charge me as a gentleman; Mr. Walker said, you know you took the five guineas; the prisoner said, I know that; just as we came to the pump in St. Paul's church-yard, said he, do you know, Mr. Walker, what you have done; yes, said Mr. Walker, I have done justice, as every man ought to do. Ah! said the prisoner, no, you have not; do you know what you gave me the five guineas for; said Mr. Walker, I gave you none at all: the prisoner clapped his hands together, and said, (turning to me) he gave me this five guineas for b——g me; and to make you more satisfied it was so, I will make it appear before surgeon Sharpe; said I, this is very hard to say this against a man of such credit; the mob rose about us; the prisoner desired to go in at the trunk-maker's; we went in till the mob dispersed; after that, who should come but Mr. Pain; said I to Mr. Pain, I think you have a right to take charge of this man; said he, I had rather not, but am willing to aid and assist, for I have heard what he has said all the way you came, for I kept close behind you; we went from there, then the prisoner begged to go into

the Nag's Head; there he made use of such expressions as was a shame to mention; he said he would send for surgeon Sharpe, but he would not, nor did not; he acknowledged the taking the five guineas, and said he would give a note of satisfaction if we would go to the bottom of Queen-street, Cheap-side.

Q. Can you swear to these words, that the prisoner said he took the money?

Oliver. Yes, I can.

Prisoner's defence.

I went to Mr. Walker's house on Thursday the 5th instant; he took me up stairs; I told him there in the room, I had not money then to be made a mason, what I had was but 3 s. 6 d. The reply to me was, he would lend me any money that I wanted, and pulled out a sum of money from his pocket, and offered me five guineas into my hand; said he, I will make you a present of this money, if you will not mention the case that was when you lay with me at five o'clock in the morning; after this, I told him I would not accept of that sum of money upon any such terms, but if he would lend me the sum of five guineas, I would be much obliged to him, and pay him very honestly; upon this, he consented and lent it me; I took a guinea out of them, and desired two half guineas; he took it and gave me two half guineas, and then took one of the half guineas and went into the lodge-room to propose me as a mason; after he had been into the club-room, he came out to me, and told me he had proposed me; he went down stairs with me; there I staid some time in the bar, and then told him I could not stay any longer; I wished him a good night, and went away.

To his character.

John Taylor. I have known the prisoner about two years; all that I could ever understand of him he was very honest; he lived with my mistress, Mrs. Pollard, and went from her to Col. Napier.

A gentleman present informed the court that this witness was not named Taylor, but John Jones; and that he then stood indicted in the Crown-office by that name.

Edward Jeffreys. I am a publican in Long acre, I have known the prisoner about nine months; the prisoner frequented my house when he first came to town.

Q. In what way of life has he been?

Jeffreys. He said he was by the way of a cook. *Council for the prosecution.* As the prisoner has called to his character, I have a witness here that can give an account of the prisoner.

William Pain. I was subpoenaed by the prisoner to give evidence for him; I know not how it came about

about that I was not called. I have known him 20 years, his name is Swain; he served his time to a pastry-cook, at the bottom of Bell-yard; I served my time in Bell-yard also. I happened to come by at the time the prosecutor had him in custody; when the money was spoke of, the prisoner offered to make Mr. Walker satisfaction, if he would go down to Queen-street with him; I asked Mr. Walker whether or no the prisoner took the money; I understood Mr. Walker said he saw him take it; I asked him over again; he said he knew he did take it before he went out of the house; I told the prisoner of it, and he owed to me that he had it. His character is a very bad one, it is that of a thief; I could point out particulars. Guilty. T.

The prisoner was capitally convicted in Surrey for a robbery about five years ago, and through friends obtained his Majesty's pardon.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 3.

William Pattison, Benjamin Hudson, and Joseph Guy.

Transportation for 7 years, 33.

John Hewitt, John Bottom, John Hasler, Elizabeth Fiarn, Mary White, Sarah Matthews, John Lowe, Edward Wise, John Owen, Christopher Lare, William Skesle, Thomas Williams, Susanna Hatfield, John Martin Hints, Thomas Zechariah Miller, Matthew

Green, William Thompson Gilliard, Joseph, otherwise Thomas Smith, Thomas Saville, Miles Reynolds, Sarah Hall, Frances Turner, John Stewart, Robert Stokes, Edward Sullinge, John Wilkinson, Richard Sullinge, Mary Mills, John Webber, Thomas Young, John Cape, Hannab Williams, and Jane Spencer.

Branded, 3.

John Pouting, John Bowditch, and Matthew Eberidge; the latter to be imprisoned in Newgate six months.

Whipped, 4.

Henry Grimsdale, Samuel Jennings, Elizabeth Beridge, and Margaret Sutton.

William Collinson and Timothy Iredale, capitally convicted in January sessions, were executed on Tuesday the 17th of February.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor,

GOD save the KING.

The next sessions begins on Monday the 27th of April at Guildhall, and on Wednesday the 29th at the Old-Bailey.

Taken in SHORT-HAND by T. GURNEY.

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THE PROCEEDINGS on his Majesty's Commission of Oyer and Terminer, and Goal Delivery for the HIGH COURT of ADMIRALTY of ENGLAND, held at Justice-Hall at the Old-Bailey, on Friday the 27th of February, 1767; before the Right Worshipful Sir Thomas Salusbury, Knt. LL.D. Judge of the High Court of Admiralty; the Hon. Sir Sidney Stafford Smythe, Knt. one of the Barons of his Majesty's Court of Exchequer; the Hon. James Hewitt, Esq; one of the Justices of his Majesty's Court of King's Bench; and Others his Majesty's Commissioners.

Printed for JOHN RIVINGTON, at No. 62, in St. Paul's Church-Yard.

MP. 1349. a. 63
1 Cont

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of **LONDON**;

And also the
GOAL DELIVERY
FOR THE
COUNTY of **MIDDLESEX**,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
On *Wednesday* the 29th, *Thursday* the 30th, of APRIL; and *Friday* the 1st, and
Saturday the 2d, of MAY,

In the Seventh Year of His MAJESTY's Reign.

Being the Fourth SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE
SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of **LONDON**.

NUMBER IV. PART I.

LONDON,

Printed for J. WILKIE, at the *Bible*, in *St. Paul's Church-Yard*.
[Price Six-Pence.]

THE WHOLE
P R O C E E D I N G S
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of London; the Right Hon. Lord MANSFIELD, Lord Chief Justice of his Majesty's Court of King's Bench *; the Hon. Sir SYDNEY STAFFORD SMYTHE, Knt. one of the Barons of his Majesty's Court of Exchequer †; the Hon. HENRY BATHURST, one of his Majesty's Justices of the Court of Common Pleas ‡; JAMES EYRE, Esq; Recorder †; and others of his Majesty's Justices of Oyer and Terminer of the said City and County.

LONDON JURY.

Thomas Whitton,	John Hawkins,
John Carter,	Leonard Venham,
Samuel Cheeswright,	John Greenwood,
John Butcher,	John Johnson,
Richard Davis,	John Dennis,
William Kerfill,	Thomas Rogers.

MIDDLESEX JURY.

Thomas Nicholl,	Luke Angell,
John Hayley,	William Mash,
Joseph Finch,	Tho. Lightwood,
Edward Franklin,	John Evans,
Thomas Walter,	Benjamin Gee,
William Cox,	Peter Sharpley.

188. (M.) **J**ohn Hill was indicted for stealing a live cock, value 1 s. and seven live hens, value 7 s. the property of Randal Lawrence,

March 26. ||

Randal Lawrence. I live at Bromley. On the 26th of March I missed a live cock and seven hens, out of a shed near my house; I saw them again in about two days after in the possession of Mr. Bone the constable, the prisoner was then in New Prison; I saw him when he came to be examined before the Justice; I never saw him in my life before to my knowledge.

Matthews. I am a watchman. As I was in Stepney church-yard, the prisoner came by with a bag on his back; I said a good morning to you (this was about a quarter before two o'clock, on the 26th of last month); I asked him what he had got, he said nothing but cloaths; I saw part of

the fowls heads and legs hang out, and heard the hens make a noise; I said they are comical cloaths to talk; I took hold of him, and took the fowls and him to the watch-house; there were seven hens and a cock, and a ripping chissel in the bag (*produced in court*). Then he said a man gave him the fowls at Mile-end; I asked him who that friend of his was; he said he did not know him; he fell down on his knees, and begged I would let him go.

Charles Bone. Matthews brought the fowls and two bags with the prisoner to me, I being the officer of the night, on the 26th of March; there were six of the fowls alive and two dead. Two days after we found they belonged to Mr. Lawrence; he came and owned them.

Prosecutor. They were all with a piece of blue bays on the leg; they have them on now.

The prisoner said nothing in his defence. Guilty. T.

N. B. *The characters * † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.*

189. (M) Henry Ellaker was indicted for stealing three linen shirts, value 10s. one pair of worsted stockings, value 2s. one tin pot, value 4d. one silver tea-spoon, value 2s. and one iron padlock, value 1s. the property of Thomas Jones, Feb. 27. †

Anne Jones. I am wife to Thomas Jones; we lived in the parish of Twickenham, when the things mentioned in the indictment were taken away. On the 27th of February, between seven and eight in the evening, there was the prisoner and one Marathy, who belonged to a boat lying by our house, they were in my house; they quarrelled with one Walker that is since dead, and fought. I received a blow on the side of my head, on which account I could not get up soon in the morning; when I came down stairs, Walker brought in the things mentioned, except the spoon and padlock, which he said he had found; the prisoner and his companion were then gone.

Q. When did you take the prisoner up?

Jones. He was taken up about a week after.

Q. Should you have taken him up if you had not received that blow?

Jones. I believe I should not. Acquitted.

190. (M.) John Jones was indicted for stealing three linen shirts, value 5s. two pair of worsted stockings, value 2s. the property of John M'Knaught, March 1. *

John M'Knaught. The prisoner lodged in the same house where I did; I lost three shirts and two pair of stockings; the prisoner left his lodgings at the time, but I do not know that he took them.

John Robinson. The prosecutor lost three shirts, and when the prisoner was taken he had some, but the prosecutor could not swear to them. Acquitted.

191. (M.) John Cooper was indicted for stealing 20 pounds weight of cheese, value 6s. the property of John Pitaway, privately in his shop, March 4. *

John Pitaway. On the 4th of March, about half an hour after seven o'clock, I went out of the shop down below; when I came into the shop again, John Makin came in and asked me if I had lost any thing; saying, he saw a man hand out two half Cheshire cheeses; I looked, and missed them; he described the man and his dress to me, with a red waistcoat, a woollen cap on, and a sort of jockey cap over it, with a dirty apron on;

I described his dress to the watchman, and he took the prisoner up.

John Makin. I was coming along Portland street, it wanted about a quarter of eight in the evening; I saw the prisoner standing at the prosecutor's door, and a boy was at the corner of the shop; the shop has two fronts, being at a corner. I saw the prisoner go into the shop and take out two half cheeses, and give them to the boy; I saw a boy standing at a little distance; I went and told him of it, and desired him to come with me to go after them, instead of that he went off another way; then I went to the shop, the prosecutor came up into it; I told him what I had seen; we went two different ways to see for them, but could not find them; the next day I saw the prisoner in Argyle-buildings; I had described him to the prosecutor, and he to the watchman, who took the prisoner up; I am sure the prisoner is the man.

The prisoner said nothing in his defence.

He called two women, one had known him ten years, and the other eight, who said they never knew any ill by him. Guilty 4s. 10d. T.

192, 193. (M.) Richard Leach was indicted, for that he on the 18th of March, between the hours of seven and eight in the night, the dwelling-house of Charles Churcher did burglariously break and enter, and stealing 40 yards of woollen cloth called Wilton cloth, value 6l. the property of Charles Churcher and Richard Griffin; and Charles Merrit for receiving the same, well knowing it to have been stolen. *

Charles Churcher. I never saw the prisoners till I saw them before Sir John Fielding; my partner Richard Griffin first missed the goods mentioned; then we observed a pane of glass taken out of the window, and the cloth mentioned in the indictment, which had been lying near the window, was taken away; we went to Sir John Fielding, and had hand-bills dispersed about; the next morning I went to Monmouth-street, and asked at shops if any body had been about with such cloth to sell; I was informed there had been a young fellow offering such to sell, and the person could know him again; and if he saw him he said he would secure him, which he did the next morning, and let me know. I went; we took him before Sir John Fielding, there he confessed the fact, and said there were three of them concerned; he is admitted an evidence, his name is Blackmore, he gave an account of a Jew; we had an order from Sir John to go after him, but he has slipped away, and we cannot find him.

Q Can you tell the time the goods were taken away?

Churcher. They were taken away about half an hour after seven o'clock in the evening, on the 18th of March; I came in soon after that time and they were gone, and they were lying there but a little before, there were 40 yards of it.

Q Where does your partner live?

Churcher. He lives in Drury-lane; he is not here.

John Blackmore. About half an hour after seven o'clock on that Wednesday night, Leach and I went to the prosecutors window; he broke the window, and took out a piece of white cloth, it measured 16 yards and a half; he gave it to me, and I went away with it, and in the mean time he took out two more pieces, and brought them to me; then he went and fetched another piece. I went to his house, then we went and took all the cloth down to Mrs. Nursey's shop; we offered to sell it her at 9 d. a yard, she would not buy it; we sold her a little bit that was cut off from a piece for 13 d. $\frac{1}{2}$; then we went home to Leach's house, and staid there all night; the next morning Merrit took the cloth, and sold it to a Jew for 18 d. a yard; we had 1 l. 17 s. for it, and drank two or three pots of beer together.

Q What is Merrit?

Blackmore. He is one of our gang, he has been tried two or three times; but he was not with us when we took the cloth.

Merrit. I am a watchmaker by trade, I never was tried here.

Blackmore. It was at Hicks's-hall; he once was an evidence here.

Mrs. Nursey. The evidence, and a person like the prisoner Leach, came to my shop, they offered me this small piece of cloth; (produced in court.) It was then wet and dirty; I then took it to be flannel; I bought it of them; after that they produced more, I refused buying any of it; I then suspected it was not honestly come by, and was sorry I had bought this piece.

Court to prosecutor. Look at this cloth.

Prosecutor. I believe it to be part of the cloth that was stole from us; I have compared it, and it agrees with the pattern.

Leach's defence.

I never saw Merrit in my life, till before Sir John Fielding; as for the cloth I never saw it.

William Pain. I accidentally dropt in here, and the prisoner Leach calls upon me to give him a character; I have known him from a child, his father and mother were very honest people,

but I have nothing to say in behalf of the prisoner.

Merrit's defence.

This evidence Blackmore, was evidence against me at Guildhall Westminster, about some china, but he could not say any thing against me; he told Sir John Fielding, he never saw me and Leach together; I never saw the cloth in my life. Leach Guilty. Death. Merrit Guilty. T. 14 years.

194. (M.) Charles Panwarring was indicted for stealing a silver watch, value 5 l. the property of William Olive. *

William Olive. I wanted a service, and the prisoner picked me up at Charing-cross, to take me to a gentleman; he took me in at an ale-house, this was on Easter Monday; there came two men into the room; they said, here are a couple of gentlemen doing business, and were going out; the prisoner said, we are not about any business; then they sat down; after some little time he handed our rum and water to them, and they their porter to us. I was to meet the gentleman the prisoner said at one o'clock; I was looking at my watch to see the time of the day, he snatched it out of my hand; one of the other men took me to the door, pretending he wanted to speak with me; in the mean time the prisoner and the other man made off, out at another door, the prisoner took my watch with him: I happened to see him on the Wednesday after, peeping into a silversmith's shop in Fleet-street.

Matthew Yeandle. I live at Wandsworth; I was coming by St. Dunstan's church, there I saw the prosecutor have the prisoner by the collar; he said to him, what have you done with my watch you took from me on Monday; there were another fellow or two began to hustle the countryman about, who had got a bundle in his hand; I thought they wanted that; I said to the prisoner, you shall not go away; the other fellows said, then take him into an ale-house; I said no, he should not; they said he should; I called a coach to take him before a magistrate; the door was open; one of the fellows set himself against the door, and said he should not go in; I said he should; at last with assistance we got him and the other man in, we carried them to the Mansion-house; but my Lord-Mayor being engaged, we carried them to the Compter, and after that before my Lord-Mayor; there I said to the prisoner, it appears you are got into a bad gang, you had better impeach and save yourself; he told me he would, and I acquainted my Lord-Mayor with it; but my Lord would

not

not admit him an evidence, as he was the principal in this affair; after that I went with the countryman to the alehouse; there were two doors, he shewed me which door the prisoner ran out at, while one of the men took him to the other.

Prisoner's defence.

I never saw the prosecutor in my life, till I met him in Fleet-street; he said, you defrauded me of my watch; I said you are an impudent rascal, I never saw you before; people came and pulled me about, and forced me into a coach at last; I was with a friend on Easter Monday, the time he says he lost his watch; I was with him till three, then we took a walk up to Marybone.

For the prisoner.

Charles Warburton. The prisoner was with me from nine in the morning till eleven at night, on Easter Monday; he went out with me to Marybone, and from thence we came and drank a couple of pots of beer, at the Three Tuns, by the Seven Dials; then we went home to my lodgings, in Crown Court; we staid there till seven, then we went to the Crown, and staid there till between eleven and twelve.

Francis Richmond. The prisoner was a shoemaker, I worked for him; I never knew any ill of him in my life. Guilty. T.

See him tried before, in company with Trout; for a crime of the same nature, N^o 23, 24, in this mayoralty.

195. James Finch was indicted for stealing five pieces of leather, cut for soles of shoes, value 5s. the property of Benjamin Sterry and Co.

To which he pleaded Guilty.

196, 197. (L.) Patrick Chaff and George Claxton, were indicted for stealing a silk handkerchief, value 2s. the property of Martin Tomkins, April 4.

Martin Tomkins. I was walking along by the Change, on Saturday the 4th instant, about one o'clock at noon; a man came and told me my pocket was picked; I felt and missed my handkerchief; he went and brought Claxton to me; he bid me take hold of him, and he would go and fetch the other; I took him into an apothecary's shop; he brought me two more, but one of them was discharged; my handkerchief was found under Claxton, in the shop.

William Goodwin. I and John Palmer a brother porter, observed the two prisoners and another man, going backwards and forwards by the Change, last Saturday was three weeks, between

one and two o'clock; we watched them, and saw them make motions at several gentlemen's pockets, but they got nothing; the prosecutor was coming along; his pocket happened to be a little open; just before he came to the pastry cook's shop, we saw Chaff take his handkerchief out of his pocket, and give it to Claxton; Palmer caught hold of them both, and we took the third person, but he was discharged before my Lord-Mayor; they were taken into an apothecary's shop, and the handkerchief was found under Claxton; (*produced and deposed to by prosecutor.*)

Chaff's defence.

I never saw this lad (*meaning Claxton*) in my life, before they took hold of me; I work for Mr. Roberts a basket-maker.

Claxton's defence.

I have nobody at all to appear for my character; I work at White Friars glass-house; I took the handkerchief myself. I know nothing of this other lad. Both Guilty. T.

198. (M.) Mary Dillist, otherwise Dollist, was indicted for stealing two linen shifts, value 2s. five linen aprons, value 4s. one pair of ruffles, value 1s. one linen handkerchief, value 6d. one pair of cotton stockings, value 1s. and half a yard of thread lace, value 3d. the property of Richard Merriot, April 24. †

Richard Merriot. I am servant to Governor Peachy; I have a room to myself, the prisoner was a servant in the house; the things mentioned were taken out of my room; I cannot swear to the linen, but my wife's sister is here, she can. The things were found in the prisoner's box; she was turned away, but not upon this account.

Catherine Taylor. My sister was wife to the prosecutor; she is dead; I was by at the searching the prisoner's box; (*the goods produced in court*) these things were all found in her box, I know the shifts and aprons are the prosecutor's property.

Margaret Williams. I was by at the searching the prisoner's box; the prosecutor's wife was my aunt; the shifts, aprons, ruffles, and cotton stockings, I know to be the prosecutor's property.

John Osburn. I am the officer; I saw the prisoner's box searched, and these things taken out.

The prisoner said nothing in her defence. Guilty. T.

199. (M.) Sarah, wife of John Beatt, otherwise Sarah Stiball, spinster, was indicted for stealing three pair of linen sheets, value 6s. two stuff petticoats, a linen table-cloth, and two linen handkerchiefs.

N n

chiefs, the property of John Tyley, February 4. †

John Tyley. I lent the prisoner a lodging some time before Christmas last, but lost these things out of another apartment, and found them again at the house of Mr. Aldridge, a pawnbroker, on the prisoner's confession. (*Produced in court.*)

Sarah Tyley. I am wife to the prosecutor; these things are our property. The prisoner was suspected and taken up; she said she took them while I was gone on an errand. At first she said her husband bid her take them; after that she said she took them of herself. Both he and she denied they were ever married, before the Justice. He owns he has a wife and two children at Plymouth.

Catharine Waley. I saw these things before the Justice, and I heard the prisoner confess she took the things.

Jane Eldridge. I live in Westminster. The table-cloth, two handkerchiefs, and a petticoat, were pawned at our house, by the prisoner at the bar.

Prosecutor. The other petticoat the prisoner owned she had pledged to another pawnbroker that is gone away.

The prisoner said nothing in her defence. Guilty. T.

There was another indictment against her for robbing her lodgings.

200. (M.) Thomas Donnelly was indicted for stealing a pair of silver knee-buckles, value 4 s. a pair of chrystal sleeve-buttons set in silver, value 2 s. the property of John Lacuse; and 41 l. 10 s. 6 d. the property of Clement Corderoy, privately from the person of the said John, April 5. †

John Lacuse. I am apprentice to Mr. Clement Corderoy, who makes irons for saddle-trees, and lives in Lower Thames-street. On Sunday night, the 5th of April last, I lay at the King's Head, Covent-Garden. I had 40 l. 19 s. of my master's, in a canvas bag, in one pocket, and the knee-buckles and sleeve-buttons in the other pocket. I awaked about five in the morning, and found the things gone; I went down and acquainted the man with it, and went to bed again, but could not rest; then I came down again. The man at the bar said there was a chairman in the house, that he suspected had robbed me; he advised me to go to Sir John Fielding for a search-warrant. I got one; when I came back again, the prisoner was seen to go into the King's Arms, Princes-street; we went in and took him there, and took him to the Brown Bear, in Bow-street, and on searching him we

found 34 l. 12 s. 6 d. in his pocket, and my knee-buckles in his breeches, and sleeve-buttons in his shirt sleeves. I can swear to the knee-buckles to be my property; the buttons are of the same sort as mine, and I believe them to be the same I lost; but as there are many of the same sort, I do not swear to them. We took the prisoner to Sir John Fielding, who committed him to Clerkenwell Bridewell.

Q. How came you to lie at the King's Head that night?

Lacuse. I was trusted with that money of my master's, and I very imprudently lay out.

Q. What had you to do at the King's Head, Covent-Garden?

Lacuse. I had spent some of the money, and I was afraid to go home again.

Q. When had you received that money for your master?

Lacuse. I had received it a fortnight before.

Q. Had you been from your master all that time?

Lacuse. I had.

Q. Was you sober when you went to bed?

Lacuse. I was, and am sure I had the money then.

Q. What is that King's Head?

Lacuse. It is a night-house.

Q. Had you seen the prisoner in that house before?

Lacuse. I had, two or three times.

Q. Where did you put the money when you went to bed?

Lacuse. I put it under my pillow in my breeches, and went to bed about ten o'clock.

Q. How long have you served of your time?

Lacuse. I have served about two years and a half.

Joseph Stevenson. I am an officer. About the 5th of April the prosecutor came to me with a warrant, and said he had been robbed by a man that went by the name of *Tom the Sailor*. I knew him very well; he is a chairman, and plyed at the corner of Russel-street. Going along, I saw him dressed in a new coat and waistcoat; this was between ten and eleven o'clock in the forenoon. He was watched, and seen to go in at the King's Arms in Princes-street; there I went and took him, and carried him to the Brown Bear in Bow-street; and upon searching him I found 34 l. 12 s. 6 d. upon him, and these knee-buckles in his breeches, and sleeve-buttons in his sleeves. I took him over to Sir John Fielding, and he committed him to Bridewell.

Prisoner's defence.

I found the money and things under my foot at the King's Head; I lodged there. Guilty of stealing, but not privately from his person. T.

201. (M.) James Simpson was indicted for stealing three silver table-spoons, value 15 s. one silver ladle, value 5 s. and 7 l. 10 s. in money numbered, the property of John Free, in the dwelling house of the said John, March 17. †

John Free. I keep a public-house in Vine-street, by Piccadilly. On the 10th of March I was going to draw some beer, I thought I heard something up stairs. I went up a little way, and met the prisoner coming down. I said, What are you at there? He said, No harm; he wanted a tailor. I took him by the coat, and we came down. I said we have no tailors here. He opened his coat, and said I have not robbed you of anything. I said I intend to see that, and he should not go till I was satisfied. He said I should not hinder him. I called assistance, and took him backwards. I then went up stairs, and missed seven guineas, and the other things mentioned in the indictment. I came down, and put my hand to his waistcoat pocket; then he took the spoons and ladle out of his coat pocket, and laid them on the table. I said I missed seven guineas. He took some money out and laid it on the table; some of the people counted it, and there were but six. I said there must be more; he then took out more, which when counted wanted 6 d. we found the 6 d. upon the stairs afterwards, which I suppose dropt out of the papers. They were in silver and small gold, ready for change.

Joseph Lane. I was in at Mr. Free's house, I heard him cry out three or four times, *officer*; I went to him, he had the prisoner by his coat in the passage; he said the man had been up stairs, and he did not know whether he had robbed him or not. We took him into the back room; then Mr. Free went up stairs and came down again, and said he had been robbed of seven pounds, seven shillings, three spoons, and a silver ladle; then the prisoner took the spoons, ladle and money, out of his pocket.

John Osbourn. I was sent for by Mr. Free to take charge of the prisoner; before I came there, all these things were delivered up. I searched him, and found these two picklocks upon him. (Produced in court.)

Prisoner's defence.

There was another man up stairs; I was taken with a fit of trembling; I asked that man to lend

me his coat, which he did; in the hurry he got away, and I found them keys in the coat pocket, and the money also.

Prosecutor. The prisoner took one guinea out of his breeches pocket, and the other out of his waistcoat pocket.

Lane. I saw him take the money out of his waistcoat pocket, all but one guinea, which he took out of his breeches pocket. Guilty. Death.

202 (M.) Mary Bartlett, spinster, was indicted for stealing two pair of leather slippers, value 7 s. the property of William Clements, privately in his shop, Feb. 23. †

William Clements. I am a shoemaker, and live in the Strand. On the 23d of February I was in my parlour, and left the other evidence in the shop; he came backwards to me, and in the mean time somebody opened the door. My wife said, Run; then Webb ran out, and took the prisoner with the two pair of slippers, my property, upon her. (Produced in court.)

Edward Webb. I was journeyman to the prosecutor; I went backwards to my master, somebody was heard to come into the shop; I ran out and caught the prisoner, before she got four yards from the shop door, with these slippers in her right hand. I took hold of her; she threw the slippers down; I brought her and them in, and know them to be my master's property.

Prisoner's defence.

I was coming by and picked them up from the ground; I was not in the shop at all; I am a glove-maker. Guilty 4 s. 10 d. T.

203. (M.) Frances, wife of Rice Williams, was indicted for stealing a feather-bed, value 18 s. a copper tea-kettle, value 12 d. the property of David Morgan, the same being in a certain lodging room lett by contract, &c. March 18. †

David Morgan. I live in St. Clement's-lane. I lett the prisoner a lodging ready furnished; the goods mentioned in the indictment were part of the furniture. She left her lodgings on the 18th of March, we opened the door and missed the things. She sent a letter to let me know where the things were; I found them accordingly, at Mr. Price's in Clare-market. I took her up, and she owned she had taken them before Sir John Fielding.

Q. Do you know the prisoner's hand-writing?

Morgan. No, I do not.

Mary his wife confirmed the evidence he had given.

Mr. Price.

Mr. Price. I live in College-street, Clare-market. I took in the bed of Elizabeth Crofs and another woman, but I cannot be certain it was the prisoner. There was also a tea-kettle which the prosecutor owned, but I do not know who brought it. I went to the prisoner's husband, who is a surgeon in the Hay-market, and he said he would send his brother to me to settle the affair.

Eliz. Crofs. I lodge in Mr. Morgan's house. The prisoner desired me to go with her, to help carry the bed to Mr. Price's, which I did, and she took the money for it. I never saw her husband till yesterday in my life.

Catharine Taylor. The prisoner told me she had pawned the bed for 18 s. and the tea-kettle for 1 s. at Mr. Price's. I have seen the prisoner write, and know her hand-writing. (*She takes the letter in her hand*) This is her own hand-writing.

It is read in court, to this purport:

"I find the door of my room is opened; the bed is at Mr. Price's, Clare-market, for 18 s. and the tea-kettle for 1 s. I have done all in my power to get them out, but cannot. I hope Mr. Williams will not let me be transported, for it was for real want, &c. &c."

Prisoner's defence.

I pawned the bed myself; I desired that woman to carry it for me. I had rather go abroad than stay in England. Guilty. T.

204. (M.) David Roberts was indicted for stealing a gold watch, value 10 l. and a silver watch, value 3 l. the property of Robert Ireland, in the dwelling house of the said Robert, Dec. 23. †

Robert Ireland. I keep the White Bear inn, Piccadilly. On the 23d of December I lost a gold watch and a silver watch, which we had hung up at the bed's head. I went to Sir John Fielding, and had some hand-bills dispersed about, and the silver watch was brought the next day; the gold one was not brought till the prisoner was committed for another crime, which was about two months after.

Q. Did you know the prisoner before?

Ireland. No, I did not.

Mary Ireland. I am wife to the prosecutor. The gold watch was mine; it was missing from the bed's head with the other. I never saw the prisoner till after he was in custody.

John Hill. The last day of February, a person came with an order to fetch out a gold laced hat that was pledged at our house. I said, we do not

deliver things till the person comes that brought them. Then I was informed the person that brought it was in Clerkenwell Bridewell, named David Roberts. I knowing one David Roberts had pledged a gold watch, went to see him, and found him to be the same person that I took it in of; then I went to Sir John Fielding, and gave information of it; it was pledged the 26th of December. The prisoner had used our house before. (*Produced and deposed to by prosecutor and wife.*)

Nathaniel Brown. On the 23d of December, I took in a silver watch of a person that went by the name of John Philips. On the 24th there was an advertisement describing the watch, then I went to Sir John Fielding with it, and the prosecutor came and owned it, (*produced and deposed to.*) The person that brought it made a different appearance from what the prisoner does now; the prisoner is like him in make and voice, but I cannot swear that he is the man.

Prisoner's defence.

I never knew where Mr. Ireland lived. As to the gold watch, I found it in the Green Park, wrapt up in a red handkerchief; I kept it some time, and not seeing it advertised, I went and pledged it. I lived with the Earl of Shrewsbury three years. Guilty. Death.

There was another indictment against him for stealing a quantity of wearing apparel.

205. (M.) Samuel Allison was indicted for stealing a watch, with the outside case tortoise-shell and the inside gold, the property of Grace Hall, spinster, in the dwelling-house of the said Grace, March 3. †

Grace Hall. I live in Darby-court, Piccadilly. On the 3d of March I lost a watch, as described in the indictment, out of my bed-chamber. I went to Sir John Fielding on the Thursday, and had hand-bills dispersed about. The prisoner lodged in my house, and he went away on the Sunday morning without giving me any notice; he is a carpenter by trade. After I had missed the watch, he came again and paid me for his lodging; I told him I had lost my watch, but he would not own any thing of it, neither would he when Mr. Davidson produced it.

Mr. Davidson. I am a pawnbroker. I think it was on Tuesday, March the 4th, the prisoner came into my shop, there was a glazier putting in a pane of glass in the door; the prisoner stood in the shop near an hour. I asked him what he wanted; he said he would tell me presently. After that I asked him again if he wanted any thing particular;

particular; he said no. After some time he took out this watch, (*produced and deposed to by prosecutrix*) and said he wanted three guineas and a half upon it. I said, is it your own; he said no, it is Mr. Burton's, a plumber in the Strand. I took it in, and after he was gone, I looked out and saw him standing with some paviours near Mr. Burton's door, which gave me to believe he had told me the truth. On the Thursday in the evening I received a bill from Sir John Fielding, describing the watch; then I went to Mr. Burton, and asked him if he sent a man with such a watch to me; he said no. I said, is there such a young man lives with you; he said there was a young man lived with him, but he was gone out, and when he came in he would send for me. After that I was sent for, but neither I or my wife could be certain to him. We went to Sir John Fielding's to know where the watch was lost from; about ten minutes after came Mr. Burton's young man, who said he had found out where Mrs. Hall lives, and he would go with me to see if he was the person. When we came there, she said she had a suspicion of one Allison that had lodged there; we went and found him working in his business. The prisoner said he was very sorry, and hoped I would be favourable in my evidence.

Prisoner's defence.

I never saw Mr. Davidson before I saw him at Sir John Fielding's. I told Mrs. Hall I was going away, and when I went again for my box, she told me her watch was gone. I said I knew nothing of it.

Prosecutrix. One night before he told me he should go away, but at the time of going away he did not.

For the prisoner.

Richard Allison. I am the prisoner's brother, I am a hair-dresser. The prosecutrix told me she had the watch in the house on the Tuesday morning.

Prosecutrix. I believe I had it on the Tuesday morning, after he went away on the Sunday.

Mr. Steadman. The prisoner has been in town five months, he worked for Mr. Pilewood, a carpenter in Piccadilly, who gave me a good account of the prisoner, as to his behaviour. Guilty 39s. T.

hanging irons, value 1 s. the property of the said James, in the dwelling-house of the said James. ||

James Bramble. I am a blacksmith and iron-monger, and live in Oxford-street. On the 13th of March I went to bed about ten o'clock, after all my people were in bed, and the house was all made fast, and early in the morning the shutter of the kitchen window was broke; I have lately made it into a shop; I was alarmed by the watch between one and two; the watchmen informed me they had taken one of the men with one of the pots, and put him into Marybone watch-house: I went there and found it to be Elliott; he had worked with me about three weeks, about six months before; I then suspected the other prisoner, by reason I had seen them together at times: I went and got a search-warrant, and found the rest of the things mentioned in the indictment which I had missed, in Benham's room, under his bed.

Q. from Elliott. How did I behave when I worked for you?

Bramble. I did not suspect him wronging me, but he was a drunken man, and would cause the others to neglect their business by drinking.

Q. from Benham. How long did I work for you?

Bramble. Benham worked for me about four months; I cannot lay any theft to his charge while with me.

Richard Parker. I am a watchman; betwixt one and two o'clock that night, Elliott came along with an iron pot on his shoulder; I asked where he was going; he said he was going home; I stopped him, and insisted upon knowing what he had got; he laid the pot down, and while I was looking at it, he made off from me: I went and took him by the collar, and called another watchman to my assistance; when I got him to the watch-house, he said he found the pot in the middle of the road.

John Vito. I am a watchman; I assisted Parker after he had taken Elliott; after that I found Mr. Bramble's house broke open; I called him up, and told him we had sent the man to Marybone watch-house; he and I went to the watch-house, there Elliott said he found the pot in the middle of the road; Mr. Bramble said it was his pot.

Q. to prosecutor. Are you sure to the pots?

Prosecutor. I am quite sure to them, that taken upon Elliott had a hole in it at the bottom.

Elliott's defence.

206, 207. (M.) William Elliott and John Benham, were indicted, for that they on the 13th of March, about the hour of two in the night, the dwelling-house of James Bramble did break and enter, and stealing eight iron pots, value 8 s. one iron cheek, value 6 d. one iron trestle, value 1 s. and three

On the 14th of March, this young man (meaning Benham) and I, were going out to look for work, we were going towards Bristol; going up Oxford-road, I found a parcel of iron pots; I

O o

said

said, let us take them home; we each of us took one, and carried them home; coming back again, we found the other iron pot; when Parker stooped me, I made no resistance; I intended the next morning to advertise them, that the right owner might have them.

Benham's defence the same.

Q. to prosecutor. When you found the pots in Benham's house, what did he say?

Prosecutor. Benham said he knew nothing of them, he did not know how they came there. Both guilty. Death.

208. (M.) Susanna Sherman, spinster, otherwise Susanna Clayton, spinster, was indicted for stealing a silver watch, value 15 s. two silk gowns, value 10 s. one linen gown, value 2 s. the property of Caleb Wheeler, March 1. ||

Caleb Wheeler. I am a publican, the prisoner was my servant; we missed her from her service, and in about two or three hours time we missed the things laid in the indictment (*mentioning them by name*;) this was on the first of March, we pursued and took her the same night, with the things upon her.

The prisoner said nothing in her defence. Guilty. T.

209. (M.) Peter Price, otherwise Thrift, otherwise Church, was indicted for stealing a silver watch, value 40 s. the property of William Pritchard, privately from his person, March 15. ||

William Pritchard. On the 15th of March I was in Ruffel-street, Covent-garden; I knocked at Murphey's door between the hours of twelve and two in the morning; the prisoner came up to me, and said they will not let you in; then said I, I must go somewhere else; I was going to turn away, he struck me in the belly, and snatched away my watch; I said, you villain, you have got my watch; he said, who me, Sir; he held his hand behind him, to give it to two of his companions; he ran away, I pursued and overtook him, and pushed him down. I asked him for my watch; he said he had not got it. I charged the constable with him, and we were both put in the watch-house all night; after that a watchman brought in the watch with the glass broke; I paid him for finding it; he still denied that he ever had it; his hand was cut, and he said I cut it, but we found a knife in his pocket bloody.

Q. Are you sure he took the watch, or did you drop it in running?

Pritchard. I saw it as he took it from me.

John ———. I was constable of the night;

Mr. Pritchard brought the prisoner to the watch-house, and accused him with stealing his watch; I searched him, but could find no watch; I found a knife bloody in his pocket; I took the charge, and put him down in the hole, and the prosecutor had a bed; a little after a watchman, who is a very honest fellow, came in, and said he had searched about for the watch, and had found it lying up against a door; he produced it, the glass was broke; when Mr. Pritchard came down in the morning, I asked him the particulars of the watch; he told me the maker's name, seal, chain, and every particular; the prisoner told me his name was Church, but before Sir John Fielding the next morning he said it was Price.

Q. Was the prosecutor drunk or sober when he came first with the prisoner?

Constable. He was far from being drunk, he might be a little chearful; he never varied from the account he first gave, the same he has mentioned here.

Prisoner's defence.

I know nothing at all of the watch, the gentleman has accused me wrongfully. Guilty of stealing, but not privately from his person. T.

210. (M.) Charles Dotme was indicted for stealing a silk waistcoat, value 10 s. a silk handkerchief, value 1 s. a silk and cotton ditto, value 2 s. two linen shirts, value 1 s. and 23 guineas, the property of Thomas Cragg, in the dwelling-house of Thomas Newlove, March 11. ||

Thomas Cragg. I lodge in the Butcher-row, at the house of Mr. Newlove: on the 11th of March I went to the Custom-house, and when I came back I found my trunk open, two locks were broke; I missed a brocaded silk waistcoat, and two India handkerchiefs; I lost two shirts, but they were not in the trunk; the prisoner had lodged there two or three weeks, we had no mistrust of him, but thought somebody else had done it; on the Friday morning after, about two o'clock, I was betwixt sleeping and waking, I found there was somebody in my room; I cried, who is there; it is me, said the prisoner: I said, what do you want; he said, he wanted the chamber-pot; I said, that is not at the feet of the bed (where I found he was) it is up higher, but he never came to look for it, he went down and went away. We heard no more of him till the Saturday, then a man came and told me where he was; then I went and took him; I had missed 23 guineas out of my pocket that night, and when we took him he had 10 guineas, a 5 s. 3 d. piece, and

and two or three shillings upon him; he confessed it was my property, and that he had taken the money and things, but the man that he confessed it to is gone to the Indies. I did not hear it; he lodged in the same room I did, but in another bed.

Thomas Portal. I stopt a brocaded waistcoat upon the prisoner at the bar, he told me it was his own, it being much too big for him; although he brought two people to say it was his property, I could not believe them, and I stopt and advertised it, and when the prosecutor came and owned it I delivered it to him.

Hannah Parrot. I bought two old shirts of the prisoner at the bar, about the 10th or 11th of March; he said they were his own. (*Produced and deposed to by prosecutor.*)

Elizabeth Newlove. The waistcoat was delivered to me at the Justice's; I had a little business to do, and I gave it my uncle to take home, and he had put it into his drawer, but it has since been taken away by somebody; I know that and the shirts were the prosecutor's property. The prisoner had got a watch, two rings, and a pair of silver buckles when taken; but I do not know of any he had before; he was taken up on the 14th of March.

Prisoner's defence.

I worked hard for that money at sea: I had not taken all my wages when I did lodge there. Guilty of stealing, but not in the dwelling-house.

T.

211. (L.) Anne Stafford was indicted for stealing nineteen yards of black silk lace, three yards of white silk lace, and twenty-two yards of silk ribbon, the property of Martha Caley, widow, October 31. †

John Caley. I am a haberdasher at Aldgate; the prisoner came to our shop on the 23d of February to buy some ribbon; she stole three yards of ribbon. My servant detected her in it, it was my property. I got a search-warrant, and searched her box at Mr. Showers's, a throwster in Leman-street, Goodman's-fields. There we found the things mentioned in the indictment, nineteen yards of black silk lace, three yards of white ditto, and twenty-two yards of silk ribbon; they were my mother's property, but she is since dead; she died the 2d of November. She was committed to the Poultry Compter.

Q. Were these things missed in your mother's life-time?

Caley. I cannot say any of them were.

Joseph Hawkefworth. I am servant to Mr. Ca-

ley; I was by when these goods (*produced in court*) were found in the prisoner's box; the key was produced in the house, I think by her fellow-servant; these were Mrs. Caley's property.

Q. How came you to suspect the prisoner?

Hawkefworth. She came on the 18th of February, between seven and eight, to buy some blond lace. I shewed her a box, and she bought about as much as came to 1 s. by noon, after she was gone, we missed a card of blond lace; I was very sure I had not shewed any lace to any body but her, and was resolved to lay wait for her the next time she came; and on the Monday morning, the 23d of February, she came again much about the same time, to buy some white ribbon; I shewed her some, and observed every parcel that lay in the drawer; the piece of white was in the corner next to her; it was missing. I charged her, and she was committed to the Poultry Compter; I went and confronted her with all these goods, after we had searched her box, and shewed her them; she confessed to all, and said she took them all in the shop; she did not say when, but we believe she took them from time to time; she has been an old customer.

Q. Can you tell whether they were taken away before or after Mrs. Caley's death?

Hawkefworth. That I cannot say.

Q. Then for any thing you know, these goods might have been in the shop after Mrs. Caley's death?

Hawkefworth. They might for what I know.

Prisoner's defence.

What I had in my box was my own.

To her character.

Mrs. Showers. The prisoner lived servant with us very near five years; I could never accuse her with wronging me. She went out as usual that morning.

Q. Do you know of her having any connexions with bad people?

Showers. We do not know of her having any great connexions. Acquitted.

(L.) She was a second time indicted for stealing three yards of silk ribbon, value 18 d. and seven yards of silk lace, the property of John Caley, Feb. 23. †

Joseph Hawkefworth. The prisoner came to my master's on the 18th of February; I missed a card of blond lace after she was gone. She came again on the 23d for a little white ribbon; I saw her take a piece of white silk ribbon out of the box, and put it into her pocket. I let her go out of the

the shop; then I brought her back, and took it from her. Then I charged her with the card of lace; she owned she had it at home, and said if I would go along with her, she would give it to me again. I acquainted my master with it, and she was sent to the Compter. The lace was found in her box with the other things.

Prisoner's defence.

I leave it to the mercy of the court; I am guilty of taking the lace and nothing else. Guilty. T.

212. (L.) William Bradshaw was indicted for stealing three mens hats, value 5 s. the property of James Wingfield, Feb. 28. †

James Wingfield. I live in Brewer's-street, Golden-square, and am a hat-maker. On the 28th of February, early in the morning, my shop was broke, and a pane of glass was broke, and six hats taken out, five old ones and one new one; the prisoner was detected with three of them that same morning.

Thomas Ward. I am a constable. About eight o'clock in the morning, on the 28th of February, I saw the boy at the bar offer several to sell in Lower Thames-street; immediately I was called by a gentleman to detect him; I went and asked him how he came by them; he first said his mother trusted him to sell them; after that he said his mother was dead, and he found them in a dust-hole in Marybone street; I knowing there was no dust-hole there, cross-questioned him again; then he told me he and three more broke open a shop in the Hay-market, and they trusted him to sell them in Rosemary-lane, and meet them in St. James's Park to share the money. I took him before Mr. Alderman Cockayne; the Alderman desired me to find out the owner if I could, as I lived that way. I began at Charing-cross, and was soon directed to Mr. Wingfield, by the mark on a hat, it being his mark. I went to his house; he knew the hat, and owned it as soon as he saw it. (*Produced and deposed to.*)

The prisoner said nothing in his defence. Guilty. T.

213. (L.) James Butler was indicted for stealing a leather bag, value one halfpenny, two guineas, five half guineas, and one nine-shilling piece, the property of Joseph Hern, Feb. 21. †

Martha Hern. My husband's name is Joseph; we keep the Horseshoe and Magpie alehouse in Wood-street, partly facing the Compter. On the 21st of February, an apprentice that worked for a master carpenter came to get change for a couple of guineas; I went into a little room and took my bag

out; I took my little boy with me to count the money after me, fearing a mistake. I had just counted one guinea upon the table, and was counting a second, and the boy was counting the first; the prisoner came into the room; he put his head over my shoulder, and asked where his score was, and said nobody shall pay my reckoning but myself. I said, go your way, don't come plaguing me now; I took the silver up and put it in the bag, and fixed my eye on the money on the table; the boy said he has taken away your bag; I looked, and my bag of gold was gone. They said he was run out; people went out after him; he came back; I said, tell me where you have done the money, and I'll never tell you of it again; he denied knowing any thing of it stily; we looked all about in the street, the sink-holes, and raked in the kennel, but could not find it. The next morning, being sabbath-day, Mrs. Morton came in, and said have you heard of your loss; I said no; she said she would go and look, and asked where the prisoner was taken; I said betwixt Gold-street and here. She went and looked; soon after her husband came in and said, can you swear to your bag; I said I could. He said, what money was in it; I said there were two guineas, five half guineas, and one nine-shilling piece, wrapped in a piece of paper, in a leather bag twisted round. He held up a bag, and said, can you swear to this: said I, let me look at the top of it, and I'll tell you; he shewed me the top; I said that was it; then he delivered it, with the money and paper in it, as I had said. (*The bag and paper produced and deposed to.*)

James Robinson. I am sixteen years old; I was in the room with my mistress; the prisoner came in, and stood at the bottom of the table, speaking about his reckoning; I saw him snatch the money and go out directly. I told my mistress he had got her money; she found it was gone.

James Frazier. I was at that house that Saturday night. I heard the prisoner make a noise about his score; I saw him come out of that room, and go out into the street directly; she came out and said, Butler had got all her money, and desired me to run out after him; I did, and met him about three yards from the place where the money was afterwards found; I asked him what he did there; he said he was going to see for Martha, a woman that he was acquainted with; he came back with me. He was committed, and he sent for me to the Compter. I asked him how he came to do such a thing; he said, I took it, and I think the d—l was in me.

Mary

Mary Morton. I found the money opposite the Compter, betwixt a stone and a post; it might be thirty yards from the Horseshoe and Magpie. I went and delivered it to my husband, and he carried it to Mrs. Hern.

Mr. Morton gave the same account that Mrs. Hern had done, concerning his bringing and delivering the money.

Prisoner's defence.

I know nothing of the money; this lad Robinson has been guilty of those affairs; I can't say whether he did not take it and lay it there.

He called Mr. Sergeant and Mrs. Butler to his character; the first had not known him lately, and the other could only say he was sober and honest when a youth, and served his time out. Guilty. T.

214. (L.) *Anne Garbett*, spinster, was indicted for stealing a pewter bottle, value 12 d. a pewter syringe, value 6 d. two pewter milk-pots, two pewter pap-boats, a pewter tea-pot, and a sugar-caster, the property of Henry Joseph, March 18. †

Henry Joseph. I am a pewterer, and live in New-freet, Shoe-lane. The prisoner was my servant. I was out of town, and came home the 18th of March; then my shopman told me, I had a female thief in my house. I charged a constable with her, and took her before the Alderman, and before I came back my chamber-maid had been to a person she had been informed of, and brought home some of the things; I have got all again but a sugar-caster and tea-pot. They are my property, and have my mark upon them. The prisoner has lived with me but about six weeks.

Joseph Faulkner. I was a labourer to Mr. Joseph. The prisoner sent me with a letter and pewter tea-pot to a cousin she had at Wapping, on a Sunday night; I delivered them to the person. The next Sunday she sent for me to give me a little soup, and then sent me again with another parcel. I had a thought there was something in the paper more than common; I opened it, and in it were two children's boats, two milk-pots, and a sugar-caster; there were two letters on the pots, R for Henry and H for Joseph.

Q. Can you read?

Faulkner. No, I cannot.

Q. Are you sure they were such letters?

Faulkner. Now you put me to a stand; but I know them to be my master's mark, because I work for him. I know his mark very well.

Anne Galloway. I am servant to Mr. Joseph. I was informed by my master's apprentice, that she

had stole those things mention'd, and I ask'd her if she had not taken such things; she told me she had. I went and fetch'd 'em back again, except the tea-pot and caster, the people denied ever seeing them.

Eliz. Limehouse. The prisoner came to me one Monday morning, and gave me a little pewter bottle; she said she had bought it for her brother, and he was sail'd without it; about an hour or two after she brought me a little syringe for my little boy; she said she had bought that for her brother. (*The goods produced and deposted to.*)

Prisoner's defence.

I have nothing to say, only to ask pardon of my master. I am willing to suffer any thing rather than to go abroad. Guilty 10 d. W.

215. (L.) *Anne*, the wife of Zechariah Price, was indicted for stealing two linen sheets, value 5 s. the property of John Dawes, Feb. 24. †

Phoebe Dawes. I am wife to John Dawes, we live by Fleet-ditch. The prisoner was a chair woman, as I wanted her, in my house; I missed a pair of sheets the week after Michaelmas; they were taken away at the washing or ironing, they were both found in the prisoner's house the 24th of February.

Susanna Hunt and Jane Gibson, deposed they saw the sheets found, one under some rags, and the other on her bed; that the prisoner first said she had had them sixteen years, then ten years, then two years, and that she had them of a talyman at 18 d. per week; then that she bought them at the Hen and Chickens, Smithfield.

The prisoner in her defence said, she bought them eight years ago at the Hen and Chickens in Smithfield. Guilty 10 d. T.

216, 217. (L.) *Thomas Parry and William Maddox*, were indicted for stealing a deal board, value 2 s. 6 d. the property of John Jourdan, April 13. †

George Castle. I am Mr. Jourdan's foreman; last Monday we lost a deal board out of a new building in the Minories, and it was found in Mr. South's yard in the Minories; it is a very remarkable board; I know it well to be my master's property.

Thomas Wilson. I saw Parry take the board out of the house on a Monday, about a quarter past twelve at noon, and carry it into South's house; Parry had been paid off the Saturday night before; Maddox work'd for Mr. Jourdan at the same time.

William South. I keep a public-house in the Minories. I cannot say I saw either of the prisoners bring any thing into my house, because I was about my business; I know Parry was in my house that day, and Maddox might for what I know. Parry

was building up a little bit of a shed for me; I gave him the money to buy stuff.

Q. to Castle. How came Maddox to be charged?

Castle. I believe he was charged by Parry.

Parry's defence.

Maddox got the board for me, I thought he had bought it, I bought it of him. Parry Guilty 10d. T. Maddox Acquitted.

218. (M.) Patrick Conner was indicted for stealing a live cock, value 2s. and three live hens, value 3s. the property of Christopher Waggitt, March 18. †

Christopher Waggitt. I live at Hockley in the Hole. I lost a cock and three hens between the 18th and 19th of March, they were taken out of the hen-roost. I heard a noise, and we got out of our beds in our shirts, and took the prisoner with them upon him; they are all here in a bag alive.

William Warren and James Wood, who were at the taking the prisoner, deposed the same.

Prisoner's defence.

I had been drinking at the White Hart White-crofs-street; coming home, two or three men laid hold of me, and took me to a place I did not know; when it was morning, I found myself in Clerkenwell Bridewell. I am as innocent as the child unborn. Guilty. T.

219. (M.) Elizabeth Ellison, spinster, was indicted for stealing a mahogany tea-chest and three tin canisters, value 12d. six silver tea-spoons, value 6s. and three yards of cloth, value 10s. the property of Anne Wall, widow, January 19. †

Anne Wall. I live in Golden-lane. On the 13th of February I took the prisoner in as a lodger; I have only one room, she had the key to go in and out. I missed the things in the indictment, (mentioning them) and she was gone also. She was taken up by another person that she robb'd after me; I went and ask'd her after my things; she told me where to find them. I found the spoons and cloth accordingly, but the tea-chest she had sold.

Robert Clark. I heard the prisoner confess she had taken Mrs. Wall's things, and where she had pawn'd the spoons.

The prisoner said nothing in her defence. Guilty. T.

There were two other indictments against her.

See her tried by the name of Frances Pepper, N^o 367, in Mr. Alderman Bridgen's majorally.

220. (M.) George Cooper was indicted for stealing a feather bed, value 11s. a linen sheet, value

3s. a woollen blanket, value 5s. two prints with wooden frames, value 9d. the property of William Bearby, the same being in a certain lodging room let by contract, &c. March 14. †

William Bearby. I live in Queen-street, Seven Dials; I lett the prisoner a ready furnished lodging, on or about the 9th of March; after that Mr. Pickering came and told me I was robb'd, and he had got the thief in the Round-house. I went there; I saw the prisoner. I ask'd him for the key of the room; then I went and look'd in it, and missed the things laid in the indictment: the prisoner own'd he had taken them, and went with me and the constable to the house where he had pawn'd the blanket and sheet; we brought them to the Justice (this was the 16th of March) then we went to another place for the pictures.

Thomas Pickering. I keep a broker's and cloath's shop; the prisoner brought the bed to me on the Saturday, I was afraid he had stole it; I went after him and took him to the Round-house, there he confessed he had stole it. Then I went to the prosecutor and told him of it; he has seen it since and own'd it.

Mary Badger deposed the prisoner brought the blanket and sheet, and she lent him some money upon them; and Joseph Flight deposed he brought the 2 pictures to him.

Prisoner's defence.

I am an attorney's clerk; I certainly did take the things, and pledged them to these people. My wife was big with child, and is since starved to death.

He called William Backhouse, Edward Holmes, and Roger Berry, who gave him a good character, exclusive of this affair. Guilty. T.

221. (M.) Charles Miller was indicted for stealing 36 yards of white jeans, value 30s. the property of Robert Sergeant, April 27. †

Robert Sergeant. I live upon Little Tower Hill, and am a sloop-seller. Last Monday in the evening, about eight o'clock, I lost two pieces of white jeans; it is called sustian; it is used for the linings of waistcoats and breeches; the prisoner was taken by my servant with them, he can give a farther account.

John Rose. I am servant to the prosecutor; I heard something fall in the back warehouse; I went directly out, and saw the prisoner with two pieces of white jeans under his arm, my master's property; he flung them down and ran; I went and took him directly, in half a quarter of a minute. (Produced and deposed to.)

Henry

Henry Smith, another servant to the prosecutor, deposed he was at the taking of the prisoner with the goods.

Prisoner's defence.

I am a sailor; I was very much in liquor. I was walking by, and a butcher's boy saw a man run past and drop the things, just before they took hold of me. Guilty. T.

222, 223. (M.) John Harris and John Hencher were indicted, for that they on the 16th of March, about the hour of one in the night, the dwelling-house of Thomas White did break and enter, and stealing one pair of leather shoes, value 1s. the property of Charles Walker, in the dwelling-house of the said Thomas. ||

Thomas White. I live in Red-lion-street, Clerkenwell; I have a shop and a lower apartment in a house; my shop was broke open on the 16th of March at night. I am a watchman; as I was upon my duty, about one o'clock, I was called from my watch-box, and told my shop was broke open. (I knew I had bolted and key'd it, and fastened the street door when I left it.) I went and found the bar was taken down, and a great pane of glass, about 13 inches square, was broke, and a pair of shoes taken out which belong to Mr. Charles Walker; a pair that I made him, they were brought to be mended. The two prisoners were both in custody, and the shoes found. John Harris acknowledged before the Justice that Hencher broke the place open, and enticed him to go in.

Samuel Elson. I took Harris as he stuck in the prosecutor's window; his face was in the shop. He had been in; there were the marks of his feet in the shop, and the glass was pushed in; he was with his back downwards; he was cut, and bleeding very much. The other prisoner is a watchman; he and the boy Harris were in company about two hours before, and two other boys with them; they went into a public-house and called for beer; the woman was afraid to draw them beer. Hencher said, what are you afraid of; do you think I will bring any bad people here; then she drew them some beer; after that Harris pulled out some money, seemingly to me to distribute among them; the woman was frightened, and begged we would not leave her while they were in the house, her husband not being within. About one o'clock the two prisoners went out of the house and returned again; Harris came in first and sat a little time; then Hencher came in; then there was some whif-

pering; then they went out again. After that I went out, and saw Harris in the plight I mentioned in the prosecutor's window. We got a candle; there lay his hat under the side of the window. After I took him out, we asked him how he came to do such a thing. He said, Hencher broke the place open, and told him he knew there were a number of shoes in the shop, and if he got them he would take them to his watch-box, and there they would be safe.

Q. Was you by when Hencher was taken?

Elson. I was. He said he knew nothing of it; he was in the alehouse before I went in again; he had not returned from crying the hour one above ten minutes, when I brought Harris into the house.

Q. How wide is the window where Harris was in?

Elson. I take it to be about ten inches and a half one way, and twelve the other. It was part of an old sash turned sideways; it was the upper pane that was broke; the shoes were lying on the outside, one in Harris's hat, and the other by the side of it. Harris owned it to be his hat.

John Fisher. I am going into the 15th year of my age. I was sitting at the One Tun, in came Hencher; he said to Harris, if his master was gone to bed he might stay in his watch-house all night. We asked if there were room for us all; there were Harris, I, and another. He said there were; we all crowded into his box; it being a rainy night we got a pot of purl. Hencher said he knew of a good shop to break into, and wanted Harris to get into it. Harris shook his head, but said nothing to it. Hencher said he would go round his beat and come again to us; he said there were a good many boots and shoes in it; he went out, and we with him; we went into an alehouse and had two pots of purl; then Harris and he went out to cry the beat. I heard Harris cry it. Then they came in; and afterwards Harris went out and Hencher staid in; soon after that Harris was brought in bleeding.

Q. What does Harris do for a livelihood?

Fisher. He rides horses about; he used to come to the One Tun alehouse at the corner of Field-lane. I heard him say he got twelve shillings once by knocking the lobb.

Q. What is that?

Fisher. That is breaking open a place.

Q. What is your business?

Fisher. I go about with a jack-ass, and sell potatoes and other things.

Harris's

Harris's defence.

I never had any money, Hencher can witness that. I am a bricklayer by trade.

Harris Guilty. Death. Hencher Acquitted.

224. (M.) Henry Blath was indicted for stealing a cloth coat, value 4 s. a cloth waistcoat, value 2 s. and a pair of velvet breeches, value 2 s. the property of Samuel Standen, March 26. ||

Samuel Standen. On the 26th of March I lost a coat, waistcoat, and a pair of sheepskin breeches. (The indictment is wrong, I did not lose velvet breeches.) I found my things again at Mr. Masters's, a pawnbroker, about three hours after they were taken. My apprentice had seen the prisoner go in there with a bundle; he came and told me. I am a shoemaker; the prisoner lodged with me, and worked for me. I desired him to stop him if he came again.

Mr. Masters. The prisoner brought a coat, waistcoat, and a pair of leather breeches, and pledged them to me the 26th of March; the prosecutor came and owned them, and desired me to stop him if he came again. He came again in about three hours after for more money, and I stopped him. I asked him how he came to take his master's things; he said he did it in order to keep it up; that is, I suppose, to keep up his frolick. He was very drunk.

Prisoner's defence.

What I did I did with honesty; I did not do it with intent to defraud. Guilty. T.

225. (M.) John Ford was indicted for stealing a tin canister, value 2 s. and four pounds weight of green tea, value 28 s. the property of John Thompson, privately in the shop of the said John, April 2. ||

John Thompson. I am a grocer, and live in Whitechapel. On the second of this instant I had two canisters, with tea in them, taken from off my counter about eight at night, one was green the other bohea. I was below; William Toler came and asked if I had lost any thing; I then missed the canisters; I went one way and he the other; and he took the prisoner with the canister of green tea upon him.

William Toler. Going by the prosecutor's shop, I saw two lads run out of the shop; I called, and Mr. Thompson came out; he missed the canisters. We went down the street, he one way and I the other; I met the prisoner; I clapped my hand upon him and said, I believe you are one of the lads that robbed Mr. Thompson of

some tea. I felt about him, and found the canister under his coat; Mr. Thompson came and took it of me. (*Produced and deposed to by a mark under it, which the prosecutor put on it when the ex-ciseman took it last.*)

Mr. Pearce. I met the last witness; he told me what he was after, and desired me to assist. (*The rest as Toler had deposed.*)

Prisoner's defence.

I never was guilty of such a thing in my life. I was brought in by seeing two or three lads in Whitechapel; they got me to drink with them, and they gave me the canister.

Q. to Toler. Do you know whether the prisoner is one of the boys that came out of the shop?

Toler. I am not sure of that. When I stopped him, and told him he was one of the lads that robbed Mr. Thompson, he said it was two boys that are gone that way, pointing; I looked, but saw no boys.

Pearce. After Mr. Thompson had taken the canister, the prisoner said, God bless me, I kicked it before me.

Guilty of stealing, but not privately in the shop. T.

226. (M.) Boston Dunn was indicted for stealing a silver tankard, value 7 l. the property of Richard Walker, April 28. †

Richard Walker. I keep a public-house in Bridelane, Fleet-street. The prisoner came into my house last Tuesday, between one and two o'clock; he said another gentleman was coming to him; there was only one gentleman in the room where he was. I saw him come in, and saw him have the tankard. I went up stairs; my wife sent immediately up to me, to let me know the man was run away with the tankard. I came down and sent my man after him, but he could not meet with him. I went to Goldsmith's-hall and got hand-bills out, and about seven o'clock Mr. Benbrook came and let me know he had my tankard. The prisoner left this coat behind him in a handkerchief (*produced in court*). I never saw the prisoner in my life before that time, but I am sure he is the man.

Joseph Benbrook. I live in Tothill-street, Westminster; the prisoner brought this tankard to me last Tuesday, about five o'clock in the afternoon; he wanted to pledge it for five guineas; I looked at it, and asked him several questions: he said he had had it about seven months, and that it was left him as a legacy by an uncle at the back of Barnet church. I said his account was not satisfactory

factory to me; if he was agreeable that I should enquire farther, I would lend him money upon it. I went home with him to where he lived; there I had such a character of him from a person that I was satisfied: then he wanted six guineas, saying he was going down on board a ship. After he was gone I received a warning from Goldsmith's-hall, giving an account of it; then I went to Sir John Fielding and gave information of him, which was the means of taking him, and he was taken that night. (*The tankard produced in court.*)

Prosecutor. This is my property which I lost that day, marked R S W in a cypher, and the weight on the bottom, according to the warning that I had printed.

Prisoner's defence.

I can't deny what is alledged against me. It was necessity that drove me to it; I lay under the difficulty of being arrested every hour of the day.

He called Robert Stevens, a brandy merchant in the Borough, who had known him twenty years; Thomas Weatherall, who had known him from a child; William Fowler, between five and six years; Mr. Gislbourn and Mr. Bennet, fourteen or fifteen; who looked upon him to be an honest man exclusive of this affair. Guilty T.

227. (L.) *Osby Lambert* was indicted for stealing one half guinea, one quarter guinea, and 4 s. 8 d. in money numbered, the money of James Clowes, February 18. †

Anne Clowes. I am wife to James Clowes; we keep the White Swan alehouse in Salisbury-court. On the 18th of February the prisoner came to our door, and ordered two pots of beer to Mr. Oats's, a barber, in Bride's-passage, and change for a guinea. I delivered to our boy half a guinea, a quarter guinea, 4 s. and 8 d. to deliver in change. When the boy came back, he said, mistress, the woman is gone away with the change, and Mr. Oats did not want either beer or change. By and by our baker came in; I told him the story. He said, I dare say it is the woman that fetched two quire of paper from such a one, out of a pretence it was for a master carpenter, but she kept it herself. The boy went and watched her that delivered him the paper, and saw her go to the workhouse. My husband went to the workhouse the next morning and found her; it was the prisoner.

John Clowes. I am going into thirteen years of age, I am brother-in-law to the prosecutor, and live with him; the woman at the bar came to our house, and called for half a gallon of beer, and change for a guinea; (this was about six o'clock

in the afternoon) it was to be carried to Mr. Oats's in Bride's-passage; I carried the beer, and she met me in the passage, and gave me a sheet of paper, and asked me for the change, saying, she was going for some bacon to Mr. Prices's the cheefemonger, so I gave it her.

2. What money had you?

Clowes. Mistress gave me half a guinea, 5 s. 3 d. 4 s. 6 d. and 2 d. I had it loose in my hand; she said her uncle was to give me the guinea, meaning Mr. Oats. I went with the beer to Mr. Oats's, he said he did not want any beer.

William Dover. The prisoner is the woman that came to my master, named Thrush, a stationer in Salisbury-court, for half a quire of the best foolscap paper, on February the 18th; she wanted a quire of whited brown paper for Mr. Cafe the carpenter; I gave it her; then she came again and wanted more. I let her have this paper (*the sheet produced*) which the prisoner delivered the lad when she took the change. That day she came about five o'clock, I asked my master if I should follow her; he thought she came on a false pretence, which I did.

Prisoner's defence.

I never saw the boy nor the money, I own I had the paper. Acquitted.

228. (L.) *Charles Wright* was indicted for stealing a pair of women's stuff shoes, value 5 s. one pair of men's shoes, value 6 s. and a shirt, value 12 d. the property of William Batchellor; a pair of leather breeches, two shirts, and a pair of worsted stockings, the property of William Matthews, April 21. †

William Batchellor. I live in Dolphin yard, Bishopsgate without; I am a lodger to Mr. King, that keeps the Dolphin inn; the prisoner used to go on errands for me, and his mother worked for me in closing shoes: some time ago I missed a shirt, a pair of men's shoes, a pair of women's stuff shoes, and a pair of stockings; I sent for the prisoner, and asked him if he had not been and taken the things; at last he owned he had taken a pair of men's shoes and a shirt, from my bed-room; and that he went to another place, and took a great many things and pawned them, which we have found since; he is between 15 and 16 years of age.

William Matthews. I lodge at Mr. Batchellor's; about the latter end of December I lost a shirt, and a pair of buckskin breeches; and the beginning of January I lost two new shirts out of the dining-room, and on Easter Monday a pair of

worsted stockings; afterwards I heard him, when charged with taking things, confess he had taken them all and pawned them; we found some at Mr. Davis's by London-wall, and some at Mrs. Miller's, where he directed us to.

Susanna Croxton, sister to Mrs. Miller, deposed the prisoner pledged with her a pair of leather breeches, a shirt, and a pair of men's shoes.

Henry Grande Rainshaw, servant to Mr. Davis, deposed the prisoner pledged with him a pair of fluff shoes, a pair of stockings, and a shirt, (produced in court and deposed to by the respective owners.)

The prisoner said nothing in his defence. Guilty. T. There was another indictment against him.

229. (L.) William Hill was indicted for stealing a linen handkerchief, value 18 d. the property of William Thornwaite, March 31. †

William Thornwaite. On the 31st of March, about eight in the evening, I went through Panier-alley into Blowbladder-street; crossing to Horse-shoe passage, I felt something at my pocket. I turned my head and saw the prisoner: I put my hand to my pocket, and missed my handkerchief; he was about two yards from me; I said, you have picked my pocket: he looked at me, and kept walking on towards Cheap-side: I called again, he went on; I then ran and took him by the collar, and charged him with it; he said he had it not, some other person must have taken it: I said there were nobody near; after some time I looked down, and saw it lying between him and the wall; this was about a dozen yards nearer Cheap-side, than the place where I felt the pull at my pocket and missed it; then Mrs Mills came; I desired her to take up the handkerchief; she did, and gave it to me; then the people gathered round, some were for ducking him; I thought best to take him to the Compter, and the next day he was taken before the Alderman and committed.

Martha Mills. I was with the gentlemen when his pocket was picked; I knew nothing of it till he called to the prisoner; he went and took hold of him, then I went to him; he having my child in his arm, desired me to take up the handkerchief which was lying behind the prisoner.

Prisoner's defence.

I am as innocent as the child unborn, I work with Mrs. Adams a brush-maker in Shoe-lane.

He called Mary Hopwood, Thomas Winterly, and Mrs. Adams; the latter said he worked for her, but not for the last quarter of a year; they all said they knew no harm of him. Acquitted.

230. (L.) William Mason was indicted for stealing a woollen surtout coat, value 2 s. the property of John Thomas, March 6. †

John Thomas. I lost a surtout coat from off a box by my bed-side, on the 6th of March. On the Monday morning I went and found it at Mr. Paterfon's, a pawnbroker; I took up the prisoner; he confessed before the Alderman he was in distress, and he took it, and thought to have brought it back again.

Coterill, servant to Mr. Paterfon, deposed he lent the prisoner 18 d. upon the coat. (Produced and deposed to.)

Prisoner's defence.

I did not take it with a design to keep it. Guilty. T.

231. Elizabeth Longest, spinner, was indicted for stealing a crape gown, value 5 s. two linen aprons, value 2 s. a pair of shift sleeves, value 12 d. and a cloth great coat, the property of Susanna Shaw, widow, August 24.

The prosecutrix was called and did not appear. Acquitted.

Her recognizance was ordered to be estreated.

232. (M.) John Wildman was indicted for stealing a carpenter's plough, value 2 s. one hand-saw, value 2 s. one pannel-saw, value 2 s. two smoothing-planes, value 2 s. one short plane, value 2 s. one Turkey oil stone, value 2 s. the property of Ridley Havelock, March 25. †

Ridley Havelock. I am a carpenter; on the 25th of February (the indictment has the date wrong) I lost the things mentioned in the indictment, from where I was doing business, in Queen-Anne-street, Marybone.

A witness. I am a carpenter, and buy and sell brokery goods. The prisoner came to me and said, brother chip, will you buy a saw. I am going into the country, and want money; I gave him half a crown for it.

Robert Affon. I was at work in the Minorities; the prisoner came to me, and offered a pannel-saw to sell; I said, is it your own: he said, he was as honest a man as any in the world; he said he was at work in Rosemary-lane; he had a good many tools in a bag: I followed him, he went into a public-house, I followed him in; he put the tools down and ran away. Then I advertised them, after that the prosecutor came and owned them; there was a tennant-saw, two smoothing-planes, an oil stone, a plough, a stock, a hammer, and a pair of pinchers.

Prosecutor.

Prosecutor. They are all my property.

Prisoner's defence.

I met a person, we went to drink in King-street, Golden-square; he had these tools on his back, he desired me to take and sell them for him. Guilty. T.

233, 234, 235. (L.) Edward Rees, Herbert Fowkes, and William Harding, were indicted for stealing three linen shirts, value 15s. six linen stocks, a night cap and a handkerchief, the property of James Gibbs, March 23. †

James Gibbs. I am an assistant at the academy in Red Lion-street Clerkenwell; I left the things mention'd in the indictment at home, to be deliver'd to James Ennis, a little boy, for him to carry them to my washerwoman, on the 23d of March; and in the evening, about 7 o'clock, I met the boy's father; he told me I must appear at Guildhall on the morrow, his boy had been robb'd of my things, and the men were taken; I went the day after, and there the things were produced, and I swore to them, and the three soldiers at the bar were committed.

James Price. I live with Mr. Bosworth and Griffiths in Newgate-street; I was going over the way, I saw three soldiers standing at Mr. Carter's back door in Bagnio-court; I came close to them; I heard them say to a little boy that was with them, go over into that alley, and go over a board, and fetch a shirt for me, and we will stay here till you come; the boy said, don't run away; they said, no: the boy gave them the bundle, they said we will hold the bundle the while; the boy went, and I followed him up the passage; he ask'd me if I knew where a washerwoman lived; then I turned round, and saw the three soldiers were gone; I said, the men are running away with your things; he cried and ran after them: I ran up Newgate-street, and down Panier-alley, through Pater-noster-row, into St. Paul's church-yard; then I turned into Dolly's-passage and crossed into Newgate-street, and up into Bull-head court, there two of them were taken; then I went for the boy's father, the boy's name is James Ennis; I know the three prisoners are the men that I ran after; I know all their faces.

John Newton. On the 23d of March I was coming down Pater noster-row, I turned into St. Paul's church-yard; I met two soldiers, they ran against me; instantly I heard the alarm, stop the soldiers; I turned and pursued. I saw one of them drop the bundle; I took it up, and followed them

across Newgate-street into Bull head-court; there I took Harding and Rees; I believe it was Harding that dropped the bundle. We took them to the Compter; after that I heard them say Fowkes drew them in, he was the projector of it; and that this was the first offence they had been guilty of. (*The things produced and deposed to by prosecutor.*)

Q. to Gibbs. How old is the boy?

Gibbs. He is about eight years old.

The three prisoners in their defence said they were innocent of the affair.

Rees called Joseph Field his serjeant, who gave him a good character.

Fowkes called Thomas Mear his serjeant, who said he behaved very bad all the three years he had known him.

Harding called Charles Newton and Thomas Oakins, who gave him a good character. All three acquitted.

236. (L.) Mary Pech, spinster, was indicted for unlawfully, wilfully, and knowingly, taking a false oath before a surrogate in the Commons, with intent to receive wages, prize-money and allowance money due to Richard Walker, deceased, late a seaman on board his Majesty's ship the *Modeste*; Feb. 20. †

George Arnold. I belong to the ticket-office at the Navy-office; (*he produced the pay-book of the Modeste*) here is such a name as Richard Walker, that sailed on board that ship, he was an able seaman; he died the 17th of August, 1763, at Antigua; there were 33l. 15s. due to him, it is unpaid at this time.

Adam Felliceo. I am a clerk to the treasurers of the Navy, employed to pay seamen's wages at Portsmouth. On Tuesday the 17th of February, I was in the Pay-office; the prisoner came in and applied to Mr. Hill, desiring to know if the other seamen of the *Modeste* were paid or not. Mr. Hill asked her if she had any authority, any will or power from her husband; she said she had none. Then he said he could give her no intelligence; then she began to cry, and said she lived with one Mr. Field, a salesman in Thames-street, and was employed in making of bags for him. I wanted to know if she could prove herself the widow; she said she was well known to one Mr. Everden that lived there. Then he let her know what was due to Walker, as we concluded her to be the widow; she asked what steps she must take; I told her she must get her marriage certificate, and take out an administration at the Commons, and swear the wages were under 40l. I taking her to be an ignorant

norant woman, wrote it down for her. She asked me if it was necessary for her to come again to Portsmouth to receive it; I told her she might receive the wages in London, but cautioned her to employ such that were of reputation, and if she was not the real widow to be careful, for it would be of bad consequence; she went away very thankful. After that I found a letter, in looking over some papers from an agent in London, giving an account to take care, for there was another letter of attorney taken out in Doctor's Commons. I then wrote to the gentlemen I had recommended her to, to tell them there was such a fraud as I apprehended. I sent to Mr. Everden, who said Mr. Walker was something related to him; he said he believed Walker had left a widow, whom he apprehended was in Portsmouth, but he had not seen her. We found the prisoner was wife to a cook of a ship, and this cook had received half a year's pay, to enable his wife to go to London to take out the letters of administration to Richard Walker. On the 23d of February I went to the office, and found her there with her husband, the cook of the Infanta, and Everden the shoemaker was with them; this was at the pay-office at Portsmouth. I asked the cook if the prisoner was his wife; he said she was. I asked Mr. Everden if he knew her, and if she was Walker's wife; I think he said she was the widow of his grandson, that was Walker. I then asked the prisoner how she came to tell me such a story, that she lived in London. I observed this paper in her hand; (*the forged certificate produced*) by looking on the back of it I was convinced she had been at the Navy-office. In the intermediate time the administration was sent to me; the administration was to one Anne Webb; I read it to her; she said she really believed her husband was married to Anne Webb, but it was since he was married to her. Then the husband said he knew Richard Walker well, and that he was married to the prisoner, and afterwards he married Anne Webb; and he believed Anne Webb had several husbands besides. I said then if she was his wife, she must set aside this administration in due course of law, and the administration should not be paid till he had taken that step; and directed her to a person on Portsmouth Common, to direct her in the proper manner how to proceed: the day after

she was brought to the office and examined by the commissioners, and I believe taken up.

John Garey. I saw the prisoner at Deptford, at the house of one Row, on the 19th of February last; she had some papers relating to some money she had due to her, the property of Richard Walker her husband; as far as I could understand, she shewed the certificate of her marriage, (*he shewed a certificate*) this is it. She having no friend in London, Mr. Row and his wife, and I, came with the prisoner to town; I think the prisoner is the woman, but I will not swear to her. When we came to London, which was on the 20th of February, we went and asked for one of the proctors of the Commons. I was directed to Mr. Stevens; he told her she must administer. After she had told him her story, she shewed him this certificate; I was by when she took an oath that she was the widow of Richard Walker; but she did not get the letters of administration, because they found another administration filed in the name of Anne Webb.

William Row. The first time I saw the prisoner was on board the Princess Louisa; she was at my house that day that Mr. Garey was there, and lay there that night; Mr. Garey and I went to London with her; I had been ship-mate with Richard Walker in his life-time; she told me she was going to London, to try to recover her husband Walker's wages. I told her Mr. Garey, being a learned man, might help her better than I could; I did not go with her to the proctor's.

Q. to Garey. The same woman that went with you and Row from Deptford, did you go with her to the Commons, and swear to her?

Garey. Yes, that very woman I saw sworn there; she never was out of my company after that.

Mr. Stevens. I am a proctor in Doctor's Commons; I can't take upon me to swear the prisoner is the same woman that applied to me. There was a woman, that called herself Mary Walker, was brought to me by one of the clerks of the office, and a man came along with her, I believe Garey is the man. Upon her telling me she was the widow of Richard Walker, I caused the warrant to be made out, in order for her obtaining the administration. This is the warrant, (*produced in court*) it is signed by Dr. Simpson, the surrogate; she was sworn before him.

* * * *The last Part of these Proceedings will be published in a few Days.*

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;
And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
*On Wednesday the 29th, Thursday the 30th, of APRIL, and Friday the 1st, and
Saturday the 2d, of MAY,*

In the Seventh Year of His MAJESTY's Reign.

Being the Fourth SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

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THE WHOLE
P R O C E E D I N G S
O N T H E

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Continuation of the trial of Mary Peck.

Q. to Gary. IS this the person you and the prisoner applied to?

Gary. He is the same person.

(The warrant for making out the administration was read in court.)

Dr. Simpson. I am surrogate to Dr. Hay.

Court. Look on this paper; is this your handwriting?

Dr. Simpson. It is; the oath was administered to the woman before I signed this certificate; but it is impossible I should recollect the woman again.

Q. to Gary. Is this the gentleman that administered the oath to the prisoner?

Gary. This is the same gentleman.

Mr. Binhead. I am an attorney at Portsmouth; I saw the prisoner at Portsmouth on the 23d of February, in the morning; she came to me, and said she was recommended by the gentlemen at the pay-office; there was a man with her that appeared to be her husband; she wanted me to repeal letters of administration that had been made, for her husband had married two wives; I told her it would be expensive. I asked her which was the first marriage; she said her's was; then I told her the other was void. I asked her where she was married; she said at Rochester. In the course of the conversation she laid this certificate on my desk; I thought it looked like a writ; I asked what it was; she told me it was a certificate of her marriage. Upon looking it over, from the dictation, and spelling, and what I saw upon it, I said this is a forgery; no clergyman could ever write such a certificate as this. She said no, it was not; I turned away to one Everden that was with her, that pretended to be a relation; I told her if she would go to the pay-office, they would look it over. She went out of the house; I took great care to follow her at a distance; as she went

on one side the house, (as I thought) I went on the other; I went on to the pay-office, and staid there four or five minutes; she never came; after that we went to see for her, but could not find her; then I went on board the ship, and found Peck the husband; he said she was gone away; I sent people after her, they went on the road, and I had word brought me they had secured her. They brought her, according to my order, to Mr. Hughes, at the pay-office; there she said she got this certificate made in London by a man; then she said, she never had been married to Richard Walker, but had been asked to church with him, and had had a child by him, and she had staid to see whether any body would claim the wages; and finding nobody had, she did. I asked her if she had been at Doctor's Commons; she said yes. I asked her, whether she had not taken an oath there that she was the widow of Richard Walker; she consented to it that she had, but had found another administration granted. I have searched the register of the parish of St. Margaret, Rochester, and there is no such marriage to be found there as the certificate mentions.

(The forged certificate read; the purport, that Richard Walker, of the Louisa, and Mary Griffiths, were married at St. Margaret's church, Rochester, March 3, 1760, by Edward Peck, curate.)

Philip Thomas. I remember the prisoner being brought before commissioner Hughes, in the pay-office; she seemed very much confused, and was sorry for the act she had been guilty of; and there discovered, she never was married to Richard Walker. She was asked, whether she had not been at the Commons; she said yes, and had there sworn that she was married to Richard Walker; and when they were going to seal the administration, they found one had been granted to another,

the

the name I do not recollect; but I went to Rochester with Mr. Binthead to search the register, and found there was no such marriage.

Prisoner's defence.

I was ignorantly brought into this affair by one Joseph Dudley. Guilty. Death. Recommended.

237. (M.) William Rich was indicted for stealing a copper tea-kettle, a mahogany waiter, a brass lamp, seven pair of women's shoes, and three pair of leather muffates, the property of Richard Lane, March 14. ||

Richard Lane. I am a glover; on the 14th of last month, coming to my stall that I rent near Cavendish-square, I found my lock off; I found all my place in confusion. A watchman came and said, don't make yourself uneasy, for the man that has robbed you is in the watch-house; I went there, and found the goods mentioned in the indictment. (*Produced and deposed to.*)

Lawrence Abel. I am a watchman; I stopped the prisoner, with this bag of things produced here, about three o'clock that morning; I asked him what he was about; he said he was a poor man in debt, that he was a clog maker, and was taking his things away, fearing he should have them seized, and that his wife was gone with a parcel before; I put my hand to the bag, and found a pair of sheers; then he said he was a breeches-maker, and a glover; I thought proper to take him to the watch-house. When he went before the justice, he said he was a shoe-maker.

Prisoner's defence.

I was wronged by a woman; she had robbed my wife of her hat and cloak; I went after her, but could not find her; coming back I met two or three acquaintance, I got a little in liquor; and on this side Marybone watch-house I found these things in the road, I had like to have tumbled over them.

He called four people to his character, who said he was a watchman, and they knew no ill of him before this. Guilty. T.

238. (M.) Elizabeth Doman, spinster, was indicted for stealing 18 pewter plates, value 18s. a copper tea kettle, value 2s. two iron candlesticks, six linen handkerchiefs, and a cloth coat, the property of John Aubanel, April 10. ||

John Aubanel. I live at the Weaver's Arms, Shoreditch, a public-house; I was asleep in my room, betwixt one and two in the day; I was awaked with a noise in the next room; I got up and opened the door, and saw the prisoner at the

bar with the things mentioned in the indictment: I called Mr. Burt up; I took her by the arm, and the two candlesticks dropped down from under her arm. I asked her what business she had up stairs; she said she came up to make water. She had five of my handkerchiefs in her pocket, and the other things bundled up. (*Produced and deposed to*) I never saw the prisoner before.

Nicholas Burt deposed as the prosecutor had before.

Elizabeth Lowe. I am servant to the prosecutor; I took five of my master's handkerchiefs out of the prisoner's pocket.

Prisoner's defence.

I never saw the people, nor the things; I am innocent of it; I was in liquor; I don't know where I was. Guilty. T.

239. (M.) John Cole was indicted for stealing an iron saw, value 4s. and a leaden glue-pot, the property of George Neale, and one iron saw, value 4s. the property of William Hall, April 18. ||

George Neale. On the 18th of this month, the things mentioned in the indictment were lost out of Mr. Chambers's building, where I was at work. My man, named William Hall, owned one of the saws; he caught the prisoner, who had taken an opportunity to go in while I was at dinner; the other things are my property.

William Hall. I was in the street; I saw the prisoner come up the area from the building, with a glue-pot and saws; I went and laid hold of him, and said, you villain, you have got some of our things; he went on his knees, and begged I would let him go.

Prisoner. I did take the things. Guilty. T.

240. (L.) John Hand was indicted for stealing 22 pounds weight of iron, value 2s. the property of John and Joseph Woodin, Feb. 28. || Acq.

241. (L.) Thomas Cap was indicted for stealing a linen handkerchief, value 6d. the property of Mark Gibbs, March 22. ||

Mark Gibbs. On Sunday the 22d of March, between eight and nine at night, I was in Cheapside; I felt the prisoner take my handkerchief out of my pocket; James Gulliver took hold of him; and said, he saw him take it; there was another person with the prisoner, he ran away, we could not catch him. I never saw my handkerchief again.

James Gulliver. I followed Mr. Gibbs, and saw the prisoner take a blue and white bird's-eye-hand-

handkerchief out of Mr. Gibbs's pocket, and give it to the other fellow who ran away with it; I caught hold of the prisoner, and we took him to the Poultry Compter.

Q. to prosecutor. What colour was your handkerchief?

Prosecutor. It was a blue and white bird's-eye.

The prisoner said nothing in his defence. Guilty. T.

242, 243. (M) Samuel Knock and Jacob Wood were indicted, for that they on the 19th of April, about the hour of one in the night, the dwelling-house of John Warren, Esq; did break and enter, and stealing four silver spoons, value 10s. three silver tops for castors, value 2s. a silver frame for a picture, value 1s. a silver cream-pot, a silver pepper-box, and divers other goods, the property of the said John, in his dwelling-house.

Hannah Warren. I am wife to the prosecutor. The day before Easter Monday at night, my house was made very secure; we went to bed at twelve o'clock. I ordered my maid to get up very early in the morning; she did, and came very abruptly to my door and said, madam, we are broke open, for the bureau is broke; I started up out of my sleep and jumped out of bed, and down stairs I went, and found the bureau was cut open and the lock forced, and the bureau riddled; we found a place where they had endeavoured to get in, which was a glass door that comes into the garden; but it being a double door, they could not get in there; they had thrown up all the sashes in the parlour, and strove much to get in there, by loosening some of the hinges, but could not get in there; they took off one bar of a window in the garden, and got through. I had a very strong lock upon the laundry or dairy-door, they had broke that entirely off; after they had done that, I apprehend they took several things in the kitchen, some of my servant maids silver buckles, and other things; they broke a lock in the parlour, and forced a bolt, and broke my husband's bureau, they broke two or three locks; they broke another lock, and took out a ewer not silver, it was French plate; they took three tops to castors, a silver milk-pot, four silver spoons, a silver pepper-box, a silver candlestick gilt with gold. There was a stick found at the bottom of the stairs, which was not there when we went to bed.

John Meridin. I am constable for the hamlet of Hammer-smith. On Monday the 20th instant, Capt. Dagan came to my house, there were some

plate found in his hay-loft; he begged of me to come to his house about ten in the evening, saying, by that time he believed his servant, whom he suspected, would be at home; he suspected him, and another that kept company with him. I went about ten o'clock, and rang at the bell; his servant, Jacob Wood, let me in; I asked him if his master was at home, and told him I should be glad to speak with him; I went into the parlour, and said, Mr. Dagan, I have made bold to wait upon you; he immediately said, that is the man; then I turned to Wood, and said, you are my prisoner; the captain came out, and said, you must pull off your cloaths; the prisoner did. I asked the prisoner, if he had not got a confederate in these things that had been found; he said, he had given leave to Samuel Knock to lye in his master's hay-loft; I said, if you don't take care he'll hang you, for I am afraid he is a very wicked person. I asked him if he could tell me where Samuel Knock was; he said he could not tell, and refused telling me; but said, he believed he was gone to see his mother in St. Giles's workhouse; said I, if you will not tell the truth you must suffer; he said, he might come by ten o'clock the next morning. Then I took him to my house; there were two or three young men came into the parlour, they pressed him to tell me where Knock was; he would not: then I said, have you a mind to tell any of these men; he said he would speak to a young fellow there; then I took all the rest out; then he said, if I went with him and the young fellow to the Dove coffee-house, and the young man go in and call Sam, he would come to him, and I might take him; then I called in assistance to take care of him, and took a candle and lanthorn, and went to go to the coffee-house; I met Knock, I caught him by the collar, and said, where are you going at this time of night; he said he was going to my house; I said, I have got a warrant against you; there is some little difference between Mr. Dagan's servant and you, I would advise you to go and make it up; he went very quietly to my house; we sat up with them all night, and in the morning Knock asked me to let him go to the vault; I went to the door with him, he was in some time; when he came out, I took him into the parlour again; in the mean time a man wanted to go the vault; he came in again, and said there are some of your pots in the vault; the maid went to see, she came, and said there were some plate there; I went and had it taken out of the vault; there were a silver pepper-box, a silver cream-jug, a china

china snuff-box, enamelled or studded with gold, and a smelling-bottle; I washed them clean, and desired the people not to say any thing of them; then we went in, and with a cord pinioned the two prisoners together; out of Wood's pocket I took two silver spoons, two silver tops of canisters, two medals, one in a case, the other out; I told them it looked very bad; then I went for the remainder of the things that were found in Capt. Dagan's hay-loft; I had by chance heard that Mr. Warren's house was broke open. I immediately sent William Bradshaw, the bricklayer, that took the things out of the vault, to let Mr. Warren know what we had found, and for him to come and see if they were his. Mrs. Warren came, and seeing one of the things in my hand, said she would wear that as her property. I said, do not be frightened, the men are safe enough; then I shewed her the other things (*produced and depofed to by Mrs. Warren.*) We took the prisoners before Sir John Fielding, and he committed them. Knock said, before the Justice, he did not throw the things down the vault, but they dropped out of his pocket. Going along Hyde Park, Wood said, I'll be d—d if I divulge any thing. I was told that Knock said he had found a guinea, which appeared to be a gold medal; I asked Wood about it, he owned he had been to three different men in Hammersmith to have it changed.

Mrs. Warren. I lost at the same time a diamond ring, which cost 50l.

Meridin. There was a diamond ring advertised; I and the attorney went to Lombard-street about it; I told the woman I had taken two men that had stole a diamond ring; she said it was brought by two men, one a gentleman's servant, the other a mean looking man, who said they found it near the Mansion-house; I came back and called upon Wood, and asked him if he remembered any thing about a diamond ring; he said he did, but did not know where it was. I said, Knock will be hanged, and you will share the same fate if you do not tell the truth. He owned he was near Lombard-street, but not in it, that day. I said, do you remember you told the people you found it near the Mansion-house; he said he remembered Sam said so. (*The ring produced, and depofed to by Mrs. Warren.*)

John Black. I am coachman to Mr. Warren; on Friday the 17th instant, Wood came to my master's, and asked me to go and drink a pint of beer with him; I said I would go with him, but could not stay; he seeing Knock, said, Sam, bring a piece of pudding; I said, what Sam is

that; he said, Knock; he said he and Knock had been taking a walk together. We went to the George and drank; he cut the pudding in three parts, and we each had some. Knock said, do you live with Mr. Warren; I said, yes; said he, I lived at the same house once; we had fowls stole while I lived there; they kept a great dog then, do you keep one now; I said, yes, two; said Wood, where do you keep them; I said, in the stable-yard; Knock said, it is a d—d strong house of your's; at the same time the landlord said, there is a d—d great stink amongst you; Wood had a rotten egg broke in his pocket. We went out, and when at the door, Knock shook hands with me, and asked me if I went with my master on the morrow to Newmarket; I said I did; he wished me a good journey, and we parted.

Knock's defence.

On that Sunday morning Jacob Wood and I were together; I lay in his hay-loft, being just come out of the workhouse, very bad of an ague and fever; he locked me in, and let me out about six; then we went to Mr. Murphy's, and had two pots of beer; it was a fine morning; I walked out; I went to ease myself by a malt-kiln; there I saw a cane-lying, and a bag, and a coffee-pot, and other things tied up in a handkerchief; I brought them away; I came back to Wood between eight and nine; we opened the bag, there were these things.

Wood's defence.

Knock lay in our hay-loft; he went out about six, and returned about nine with these things. Please to ask Esquire Dagan my character.

Mr. Dagan. I have been informed Wood has frequently got out of bed unknown to me; particularly on the 9th of April he went with a waterman down to St. Paul's wharf, and there landed at two in the morning; and he has been at home at Hammersmith again by morning, and had the horse and chaise ready for me.

Susanna Tanner and Anne Rivers, two of Mr. Dagan's servants, confirmed the account of his going out on nights, and other bad-behaviour.

Both Guilty. Death.

244. (M.) John O'Donnell was indicted for forging a certain order for the payment of 50l. with the name of T. Haydon subscribed thereunto, directed to Hinton Brown and Co. and for publishing the same, with intent to defraud James Keyo, Jan. 31. *

James Keyo. The prisoner at the bar and another person came to my house on the 31st of January, between

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tween.

tween two and three in the morning; they knock'd at the door, and insisted upon coming in; I said, I let nobody in at that time of the night, but if you'll go quietly to bed I'll let you in; they said they would; I let them in; they insisted upon having something; they drank two bottles of wine and went to bed. In the morning M'Donnell ordered coffee for breakfast; when that was over they rang the bell, I answered; M'Donnell asked me if I would give him change; he took his pocket-book out and gave me this draft (*holding it in his hand.*)

It is read to this purport.

"London, 18 Dec. 1766. N^o 78.

"To Messrs. Hinton Brown and son.

"Pay to Mr. John M'Donnell, or bearer, the sum of 50l. and place it to the account of

"T. Haydon."

I took the draft, with intent to get cash for it; I went to the banker, it was stopp'd; I told them, if they would send a person with me they might get the person that delivered it to me. The prisoner and the other man had ordered a dinner at half an hour after two, they were gone out; the clerk went home to his master to let him know; I sent down to the Blue Anchor in Rosemary-lane, there the prisoner was found; I never saw the prisoner before to my knowledge.

Prisoner. I gave him the draft to get change for it.

James Tamings. The prisoner and I breakfasted together that morning; he gave a draft out of his pocket to the waiter, but I never had it in my hand.

Charles Cole. I am clerk to Messrs. Hinton Brown and Co. this draft was brought to me by a waiter; I suspected it to be a false draft; he said he brought it from the Turk's Head bagnio; I applied to Mr. Brown, he said it was not a good one.

Q. Is it Mr. Haydon's hand-writing?

Cole. It is not. When the prisoner was before my Lord-Mayor, he said he had this note of Mr. Haydon, who is now here, and made affidavit of it.

Q. Has that Haydon money with you?

Cole. He has; he keeps cash with us. He has a cheque which he draws his bills on, which we cheque in our book; this is not his note, but it is a cheque of our shop; how he came by it I cannot tell.

Mr. Nash. This pocket-book (*producing it*) was sealed up by my Lord-Mayor, I had it from Mr. Haydon; it came out of the prisoner's pocket,

and there are other notes; I have kept it ever since; the pocket-book is letter'd with the name John M'Donnell upon it, here are many notes in it; some are Parrot's notes, payable to M'Donnell; and M'Donnell's notes, payable to Parrot.

Prisoner's defence.

I did not write it, neither did I know that it was forged; I knew nothing of it till I was taken; I gave goods for it, and thought I could get cash for it at any time; and when I heard it was forged, I thought it was Mr. Haydon's hand-writing.

For the prisoner.

John Plunket. I have known the prisoner ten or eleven years, he is by trade a hatter. He told me in September last, he was going into business with a gentleman lately come from the West-Indies, who was to find money and he judgment. In two or three days after that, he called upon me in order to ask me a question in regard to a woman; he said he was going into the city, he desired me to take a walk with him; we went to a house in Cheap-side. When we came there he went to the bar, and asked if any body had enquired for him; we sat down, and presently Mr. Brown came in. He said the gentleman had been there but was gone; the prisoner said he was sorry for that: Brown gave M'Donnell a draft; I had the curiosity to look at it, it had a banker's cheque, and was for 50l. drawn upon Messrs. Brown and son, Lombard-street, signed T. Haydon, (*he looks at the draft*) it was very much like this, but I cannot swear to it; this was about the Thursday after the 16th of December. He gave him this note in order to buy goods: they talked about their business. Brown told me he had a will of a relation that died in the East-Indies, and had left him 4000l. He desired me to go to the Sword-blade coffee-house; I did, but he did not come.

Q. What are you?

Plunket. I am clerk to Mr. Yapp, an attorney in Clifford's-inn.

Q. Where did Brown live?

Plunket. He has lived these five or six years last past in Prince's-street, Drury-lane. He talked largely of his fortune; I took him to be a man of fortune.

Q. Where is he?

Plunket. I know nothing of him.

Michael Welch. I have known the prisoner upwards of seventeen years, I knew him in Dublin; he was looked upon to be an honest fair-dealing man.

Charles Brady. I have known him about sixteen years; he bore a good character.

John

John Mannell. I have known him about twelve months; I looked upon him to be an honest just man. Guilty. Death.

245, 246. (L.) *Thomas Smith and Thomas Hale*, were indicted for stealing a gelding of a chefnut colour, value 6l. the property of John Lacy, October 24. ‡

John Lacy. I live at the White Lion, Kitts End, about a mile beyond Barnet. I came to Smithfield on the 24th of October, and put my horse up at Mr. Leader's, at the King's Head; a horse of a bright chefnut colour, bald face, flaxen mane and tail, about fifteen hands high; he was lost out of the stable, and about three weeks after he was advertised, and the man that had him was in Ipswich goal. I went there and found Smith in person; I said, 'you dog, is it you; you lived with Thomas Warren in Pierpool-lane about two years ago. Ay master, he said, it is me. I found my horse at a place called Stourton near Difs, about twenty-two miles on the side hand. I said to Smith, how came you to take my horse away; he said it was through necessity that he did it; I asked him where the saddle was, he would not tell me; I said, I'll call again in about two hours, may be you will consider of it. I went again, then he told me it was at the sign of the Cock, at a place called Clare; there I found it, after I had been for my horse. I know nothing of the other prisoner.

John Field. I am sixteen years old. Mr. Lacy came one market-day, and put his horse up at the King's Head in Smithfield, where I live; he saw me tie him up in the stable; I did not take his bridle and saddle off. Then Mr. Lacy went into the market; my master sent me of an errand; when I came back, Mr. Lacy came and called for his horse and he was gone; it was a chefnut coloured horse.

James Hewitt. I keep a public-house at Stourton in Norfolk. I was in my yard; I heard a horse rush out at my gate; I stood a little while to hear what could be the meaning of it; this was between seven and eight at night, on the 27th of October: presently I heard a footman and a horseman come out at the same gate; they made towards Bury. They made a full stop, and came both right back again up into the field. I thought they were after no good; I went and told a neighbour there were some men after the horses; he, his father, and brother, and I, pursued them into the field; there we took the two prisoners at the

bar; Hale had a bridle in his hand, Smith had a halter which he dropped down by the side of the horse he was upon, which the prosecutor owns. I asked him to dismount, he said he would not; I said to the boy that was on the other side, have a care; for what, said Smith, I have no fire-arms. We took them before the Justice the next day, and they were committed to Ipswich goal, the horse was delivered into the constable's hands, who took care of him till Mr. Lacy came. The horse was brought to my house, there he saw and swore to him.

Lacy. The horse I saw there was my horse.

Samuel Weaver. Being told there were some people in the field after my horses, I made after them. Hale came running down in a great hurry. I said, halloo; he made no answer; I gave him a little nap on his crown and knocked him down; he got up and came at me; I got the fall of him, and when he was down I catch'd hold of a bridle he had in his hand, but I found he was too strong for me; then I called out for help, we secured him, and took him to the public-house; (*the bridle produced*) Smith was on horseback; he came up out of the turnips the moment I had caught Hale; we took him, and the next day we took them to the Justice, and they were both committed to Ipswich goal.

Smith's defence.

I went to Smithfield, I there asked the prosecutor for a job: he desired the boy to deliver the horse to me, for me to ride him about the market. I rode him about; there came a one-eyed man, and told me where my mare was that I had lost; he said she was down in Norfolk; I rode away directly on Mr. Lacy's horse to see after her; there was no mare. Coming back I met Hale; I thought I saw my mare in a field, I sent him down; he came to me and said there is never a one. I said I saw one over the hedge; he said do you go. I went down to see, and they came and took us.

Hale's defence.

Smith came to a place where I was. He said he had lost a mare. I asked him who he had her of; he said of one Isaac Brown; he told me her marks. I went with him; coming back he thought he saw her; he said to me, Tom, will you go and see whether it is my mare; I went and came back again, and told him she was not there; he would not believe me; then we both went down, and they came and took us. Smith Guilty. Death. Hale acquitted.

247. (M.) Richard Greenwood was indicted for making an assault with a pistol on Charles Maverley, in a forcible and violent manner, with intent the money of the said Charles to steal, Feb. 18. 7.

Charles Maverley. I live at the lower end of Red Lion-street, Holborn. Going home on the 18th of February, about twelve at night, in Great James-street, Bedford-row, I heard something coming very fast after me; I turned round; the prisoner came up and held a pistol to me, and bid me stand and deliver my money, or else he would shoot me dead. I said he had better go about his business, for I would not be robbed; I had a cane in my right hand, but he being too near me I could not strike him with it. I took him a blow with my left hand on the right shoulder, and drove him from me; then I struck him two blows with my cane, which drove him into the middle of the street; he recovered himself, and took to his heels and ran away. I called out, Watch, stop thief; he ran down into the King's-road, and down Gray's-inn-lane; I followed him. We imagined he had got into the field and gave the pursuit over, but coming back, in the King's-road, two watchmen had got him. He fell on his knees and begged I would forgive him, saying he did not intend to hurt me, the pistol not being charged; I said that would be a circumstance in his favour; he told me he threw it down into an area; upon searching it was found, and not charged. He confessed the fact, and said he was very sorry. He had a painted nose on, which was afterwards found in his pocket.

William Day. I found the pistol in an area in John-street; it was not loaded, and there was no flint in it.

Prisoner's defence.

I was insensible at the time.

He had several witnesses, relations and neighbours; that deposed he was at times insane; that he had attempted to destroy himself divers times, by hanging, and drowning, and striving to starve himself; and had at times violent phrensies of mind. Acquitted.

248, 249. (M.) Francis Gorman was indicted, for that he, with a certain loaded pistol, did shoot at John Griffiths, giving him a wound on the left side the head, depth four inches and breadth half an inch, of which wound he instantly died; and Henry Johnson, together with Thomas Brown (not taken) were present, aiding, assisting, comforting and abetting the said Francis to commit the same, March

30. They stood charged likewise on the Coroner's inquest for the said murder.

Thomas Smith. Mr. Would, John Griffiths, and I, went to Holloway to see a race; coming back we met with Mr. Underwood; when at the Red Lion, there came a coach; it being wet weather, I proposed to ride home in it; we all four of us got in; we had not been in but about five minutes, but up came Ryan the evidence, and put a pistol into the coach, and said stop; he put it to my breast (I think it was a pistol, he says it was not; he then went and stopped the horses, and then came to the coach again. I said, we are all poor people, we have nothing for you; the deceased said to the coachman, go along, we will not be robbed by them. Immediately one of them put a pistol to his head, and blowed his head to pieces; it was so dark I could not tell which it was. I turned about and saw two men at the other side the coach; I jumped out, and Ryan knocked me down directly; I went to get up upon my knees, and he knocked me down again; I went to get up a third time, he knocked me down again; after I got up there came a couple of gentlemen, I said, don't go any farther, there are highwaymen robbing the coach now; they took me to the White Horse. After that, when the coach came up, I was told Griffiths was shot dead; he sat upright in the coach; when we came to move him I saw he was dead. I went to see Johnson when he was in prison; he said he was the man that saved my life, for Ryan after he had killed the other, wanted to come back and kill me; and that Johnson said to him, no, you have killed enough; then Ryan said, I'll kill you directly.

Robert Would. I was very much frightened; I was robbed to be sure of four guineas and four shillings; they swore and d—d so, I was forced to beg for my life. I know nothing farther than what Mr. Smith has said; the account he has given is true; I know none of the men.

Mr. Underwood. We had been to see a man run in flits; we were at the Red Lion at Holloway; it grew very dark and rained; we all four agreed to go home in a coach; we had not been set out above six or seven minutes but we were stoped; after that it drove a little way and then stoped again. The words were hardly out of the deceased's mouth, he saying he would not be robbed, before the pistol went off; we never opened the coach door; they went to open it, and down fell the deceased; then they came to the other side and robbed me. Gorman was the man that came

into the coach, I know again him by his voice. They took my hat; I said, I hope you will be so kind as to give me my hat; Gorman said, who has the gentleman's hat, they gave it me. As soon as they had done, which was in about ten minutes, they said, here take your messmate into your coach, he is fast asleep. I took and hauled him into the coach, they assisting; and when we came to the White Horse we saw he was dead; his head was shot to pieces. I think I saw about four of the highwaymen. I think it was Gorman's voice that said, it does not signify to make any resistance, for there are twelve of us in the gang, and money we want. Then I said, if it is money you want take it, and do not use us ill. I cannot say I know any of them by their faces.

Jeremiah Ryan. It was proposed to go a robbing by Gorman; we were not acquainted with the road; we trusted to Brown, for that he knew the road. We went to one Fitzpatrick, an Irishman, at the Angel and Crown; we had three or four pots of beer there. Brown had a falling out with a man, and he pulled out a pistol and swore he would blow his brains out. Then we went on to another house and drank there; we talked about the man's running; I said if I had but 5 l. in the world I would lay it against him. After that we went out, Brown went up and stopped a post-chaise boy; but finding nobody in the chaise we let it go by, after Brown had taken 2 s. and a shirt from the boy; immediately came a coach, Brown went and stopped it; I went to the coach door and said, deliver your money; the coach did not stop, I went and laid hold of the horses reins, then I heard a pistol go off. I asked who fired the pistol, I thought the people in the coach had fired against me; then I saw Brown, Gorman, and another man helping the man into the coach; then they shut the door; then I asked again who fired the pistol; Gorman turned about and said he fired it; I upbraided him for firing it, fearing he should take the man's life; he swore by all that was good and great he would take my life if I spoke a word. We left them, and went into a house and shared the money which we took from them.

Gorman. That evidence will fix upon any body to save his own life.

Hugh Fitzpatrick. I keep the Angel and Crown in Hornsey. On a Monday night, the same day the murder was, about six in the afternoon, there came some men into my house, Brown was one of them; he called me on one side and asked for John Boucher. He swore a great oath he would take his life the first time he met him. I said, are

you drunk; he said, to shew you I am in my senses, he opened his coat and shewed me a pistol; the two prisoners and Ryan are like the men that were with him, but I will not be positive.

Thomas Fitzpatrick. The prisoners were shipmates of mine some time; Ryan, Johnson, and Gorman were at our house the night the murder was committed, about six o'clock. I live with the last witnesses.

John Simpson. I had been at Highgate, and was in at the sign of the Cock at the bottom of Wells's-row at Holloway; there came in the two prisoners, Ryan, and another, which I believe to be Brown; I never knew them before. They all came in a little before eight in the evening, and staid till after eight; they drank and shook hands with us; they had two or three pots of beer. The murder was done soon after they went out.

John Noaks. I am a constable; upon an information given to Sir John Fielding, I was ordered by him to go and apprehend these people; Fitzpatrick was with us. When we were in White-chapel, Fitzpatrick said, there is one of them; we all ran, I was behind; just by the corner I heard Brown, who is not taken, say to the evidence, run; he ran cross Whitechapel, he was too quick for me; I called, stop for murder; he was soon taken; Mr. Marsden was with us. He sent me with another man to take Ryan to Sir John Fielding. Sir John told him if he was not the man that actually did the murder, with permission from the Judge, he might be admitted evidence. After he was examined I was dispatched back again, and upon searching Gorman's room I found three cutlasses between the bed and the ticking, and this pocket-pistol in his chest, loaded. (all produced in court.) We went to see for the rest; we found Gorman, Johnson, Sweetman, and Collins, at the White Lion near Ratcliff-highway.

Mary Barrat. I found this pistol under the bench where the prisoners sat when they were taken; they were taken on the Wednesday, and I found it on the Saturday following. (Produced in court.)

Mrs. Leach. Gorman hired a room of me; he, Johnson and Ryan were all shipmates; they used to come in and out; they came into my house a little after nine that Monday night, and lay all there that night.

Gorman's defence.

I don't know what to say, my word will stand for nothing.

Johnson's defence.

I did not know where I was when Ryan carried me with them. I and Collins were together; we met Ryan; we were very much in liquor. I don't

T t know

know what house we were in; all I know is, when we were in the house there were some wagers laying about the running; when this thing happened, Ryan, Gorman and Brown were a good way before me. I heard a pistol go off and saw the flash. I went up to the coach and saw the man lie dead; Ryan was beating a man at the time on the ground with a stick; I said to him, do you know what you are doing, you are going to kill the man. He said I deserved to be kill'd, and let's all go to hell together, for it was no matter; I am sure he must have killed him very soon had he went on. I went on the other side and called him, and said, may be the man is dead; he said, let him go to hell and you all together, and swore very much, do you come away; I said I would not go away till I had put the man in the coach. They told me going over the field I deserved to be killed, and go to hell among the rest, and used me very grossly. I saw nobody touch the coachman but Brown. Brown had the man's hat; I asked him about it; he said he would shoot me if I said a word about it. I do not know which way they went, they enquired for Red-cap's; I would not stay with them. Ryan said he would go on the same road and stop a coach. When they found I would go to London they all consented to it. My character was never spotted before; here is my captain and other officers that I belonged to.

Capt. Thomas Haywood. The two prisoners and Ryan did belong to my ship, they were paid off last February; Johnson was a very good seaman, he never was charged with any ill thing on board the ship; he was like others, he would drink when he could get it; they were all three capable men and good seamen.

Mr. Little and Mr. Hall, two other officers on board the same ship, said they were all three good seamen; they all said Johnson's moral character excelled the others. Both guilty. Death.

This being Friday they received sentence immediately to be executed on the Monday following, and their bodies to be dissected and anatomized.

Gorman was executed accordingly. His Lordship respite Johnson during his Majesty's pleasure.

250. (M.) Sarah Hopkins, single woman, was indicted for the wilful murder of her male bastard child, Feb. 9.

She stood charged on the Coroner's inquest for the said murder.

John Berry. I was employed to get a child out of a vault at Bethnal-green, on a Thursday in the afternoon, I don't know the day of the month.

Ann Lealand. Mrs. Scott, the prisoner's mistress, sent for me, and desired I would get somebody to her to know what was the matter with her; I said, Sally are you with child; she said she was not; I said if you are, pray don't destroy it. On the Wednesday after she came to my house, about five doors from her mistress's, I saw an alteration. I said, what have you done, could you deliver yourself; she said she was delivered standing by the bedside, and the child dropped from her, and she took it and wrapt it up, and in the morning threw it down the vault. I went and looked in her box, and found three little shirts, two stays, and a cap for a child.

Mary Scott. I am daughter to the prisoner's mistress. On the Tuesday night the prisoner looked very bad; I asked her what was the matter, she was silent; I asked her again and again: then I asked her how long she had been with child, she said six or seven months; I said, are you not gone your full time, she said she could not tell; I asked her when she was delivered, she said about twelve on the Saturday night, or one on the Sunday morning; that she kept it that night and flung it down the vault in the morning, and if the child had not been dead she would not have made away with it for the world. She said she made a noise for my mother to come to her; she was often troubled with violent fits of coughing.

William Withers. I am a surgeon; I was called in to attend the Coroner. I opened the child, and threw the lungs in water and they swam, from whence I concluded the child had breathed. There was no marks of violence upon it. I observed the navel string was broke quite close to the navel, so that there could no ligament possibly be made; so that it could not have lived past a minute or two, but must bleed to death; this might happen as the stood erect, and it is more likely to happen by a violent fit of coughing. Acquitted.

251. (M.) Thomas Spices was indicted for forging and publishing an acquittance for g.l. with intention to defraud Jenison Shaftoe, Esq; April 8. *

Jenison Shaftoe, Esq; The prisoner was my coachman; he bought me three loads of hay and delivered me this receipt. (*Produced in court.*)

It is read:

" April 2d, 1767.

" Received then the contents of this bill,

" Per William Marsh."

The bill above for three loads of hay at three guineas a load, 9 l. 9 s.

William Marbo. (He takes the bill and receipt in his hand) This writing on this paper is none of it my hand-writing. Mr. Dugens's servant paid me 7 l. 10 s. for the three loads of hay at 50 s. a load, which I bargained with the prisoner for. The prisoner came to me about seven days after, and said the affair he had been guilty of was discovered, and begg'd I would take the rest of the money and write to his master to be favourable; he then apprehended there was a warrant out against him.

George Davis. (He takes the paper in his hand) The prisoner came to me at the Three Kings in David-street, and desired me to write it: he said it was only a little trifling thing for three loads of hay, so I wrote the bill; it is for three loads of hay at three guineas a load; then he said, now write the receipt. I said I do not do that; he said he had lost the bill, and he must have one to shew his master, then I wrote the receipt.

Prisoner's defence.

I did not think any harm; I had lost the bill and I thought hay was at that price, as it was the year before.

Thomas Matthews. I live with Mr. Dugens; he does business for Mr. Marsh of Colney Hatch. I paid him 7 l. 10 s. for three loads of hay, that is 50 s. a load, I believe it was in the beginning of April, and gave the prisoner the bill and receipt by Mr. Marsh's order; the price of hay the year before was three guineas a load, or something better. I have known the prisoner four or five years; he has a very good character for what I know or heard.

Mr. Shaftoe. The prisoner was four years my coachman; I had no reason to think he had behaved ill before.

Mr. Trigg, a coachmaker in Wardour street, Mr. Pinkins, Mr. Twentymen, Mr. Hine, Mr. Wallington, Jonathan Dandy, and Mr. Stillingfleet, clerk of the Princess Amelia's stables, under whom the prisoner had lived above two years, all gave him a very good character. Guilty. Death. Recommended.

252, 253. (M.) Lawrence Sweetman and Samuel Collins were indicted, for that they, together with Francis Gorman, convicted, and Thomas Brown, not taken, on the King's highway did make an assault on George Wheatley, putting him in corporal fear and danger of his life, and vio-

lently taking from his person a gold watch, value 8 l. a furtoot coat, value 20 s. and three guineas, his property, March 31. ||

George Wheatley. On Tuesday the 31st of March, about eight in the evening, I was in the Newington stage-coach on Kingsland-road; a little way from the Fox we were stopped by about five or six men; they abused me very much, and cut me with a hanger; they demanded my watch and money. I gave them all the silver I had; they made me come out of the coach, two of them held my arms: they took my outside coat off my back, and at the same time they kept beating me: They took from me about three guineas and a half, a gold watch, and a leather pocket-book. There were four passengers in the coach; they made all get out.

Jeremiah Ryan. Brown proposed to go out a robbing, we all agreed to it; there were Gorman, I, Brown, and the two prisoners, we had all pistols and cutlasses, and I had a stick in my hand. We stopped the Newington stage, and robbed four gentlemen that were in it and a gentlewoman; we got five guineas in gold and some silver, a gold watch and a coat; Sweetman insisted on having the coat, and the gentleman would not give it him, so Brown struck at him. We went home; Gorman had the watch: we put five halfpence in a hat and hussled for it, and he hussled four heads, so the watch remained in his possession. Sweetman hindered Brown from cutting the gentleman, or he would have cut him more than he did.

John Noaks. I went in pursuit of the prisoners; we found this great coat upon the teafer of the bed where the prisoners lodged, and the gold watch was found in Gorman's chest. The servant-maid told me it was Gorman's room.

Margaret Dixon. I am servant where the prisoners lodged, I shewed the room to the constable Noaks. Collins, Sweetman, Ryan, and Brown, all came there between nine and ten that night; Mr. Noaks took a coat from off the teafer of the bed.

Mary Barrat. I am servant in the house where the prisoners were taken, the White Lion, Shadwell-market; they came in by chance, and had two pots of beer, about four in the afternoon on a Wednesday, and I found this pistol on the Saturday morning under where they sat.

Margaret Leach. Gorman lodged at my house eight weeks, he was ill of a fever; Sweetman and Ryan came to see him, and lay there one night or two. I know Ryan, Sweetman, Gorman, Brown, and Collins,

Collins, were all pretty great; they were all ship-mates.

Sweetman's defence.

I never lay in that room but once in my life; I lay in the upper room.

John O'Hara. I have known Sweetman twelve months, he is a tallow-chandler; I have known his father and grandfather, very honest people; they live on the other side the water.

Q. Where?

O'Hara. In Ireland.

George Graham. I am a grocer and soapboiler in Norton Falgate; he lived with me seven months; he was a good servant to me, and was honest as far as ever I saw.

Murrey. I have known him about ten months, I never heard but he behaved very honestly.

— *Ray.* He lodged a few nights at my house. This Ryan used to come and call him out of his bed; he and another man with a knot over his eye have come four or five times, no more than ten days before this unhappy affair.

Mrs. Maguire. I have known him ten months, he has used my house with Murrey; I never saw any thing ill by him.

William Lay. I have known him five or six months; he has been trusted with a great many pounds, and always behaved well.

Collins's defence.

I am very wrongfully accused.

Capt. Haywood. Collins failed under my command almost a year and a half; he was cockswain. I thought him a very honest man.

Mr. Hill. I knew the prisoner before he came on board. I have known him eight years; he behaved well the time I knew him.

Mr. Little. I have known him from October, 1765; his character was always exceeding good.

Mr. Craighton. I have known him some years; he behaved well; he was one of my quarter-masters, when I was master of a ship. Both Guilty. Death.

254. (M.) *Elizabeth Fletcher*, spinster, was indicted for stealing a cotton gown and two yards of printed cotton, the property of Jeremiah Egan, Feb. 26. ||

Jeremiah Egan. I am a taylor, my wife a mantua-maker; the prisoner worked for her. There were goods missing which she acknowledged she stole from us.

Mrs. Egan. I missed the things mentioned; I found my gown at the prisoner's lodgings, and she ac-

knowledgeed she had taken that and the other cotton.

Hannah Fletcher. (Produced the pieces of cotton) These the prisoner's sister brought and pledged with me. (Deposed to by Mrs. Egan.)

Prisoner's defence.

I have nothing to say. Guilty 10d. W.

255, 256. (M.) *Samuel Clark* was indicted for stealing four chariot springs, value 4 l. the property of Samuel Butler; and *Michael Sprage* for receiving the same, well knowing them to have been stolen, April 28. ||

Clark. I beg leave to withdraw my plea of not guilty, I plead guilty.

Samuel Butler. I am a coachmaker; Clark was my servant, he was taken up last Tuesday; he owned he had taken the springs and sold them to Sprage, who lives overagainst my workshop in Parker's-lane, and deals in old iron and other things; he must know Clark was my servant. The springs cost me above 4 l. and Clark confessed he sold them for 7 s. and some halfpence. I found them again in Sprage's shop.

William Bruce. I am a smith, I frequently deal with Sprage for old iron; he asked me if I would buy these springs, he told me he had four; I said I would help him to a chap; he set the price on them, 14 s. a hundred. I took one of them to a spring maker, and he knew the maker and sent for him. (The springs produced and deposed to.)

John Naaks. I went with a search-warrant to Sprage's house; he said, I know what you want, you want the coach springs; they were produced, and the other prisoner sent for, who said Sprage gave him so much money for them.

George Goodwin. I made these springs; I went to Mr. Butler, knowing them to be his property, and acquainted them with it. Mr. Butler gave me 5 l. 10 s. for them; they are new.

Sprage's defence.

I never saw Clark when they were brought, nor never knew any thing of the matter till Tuesday last. Bruce came to my house with some old iron; he said let me take these springs to a gentleman to sell, I said you may. After he was gone, I said I was glad he had got them, being in hopes he would find out whole and what they were.

For the prisoner.

Elizabeth Cooper. I am servant to Mr. Sprage; Clark brought these springs to my master's house, I knew he was employed somewhere in Parker's-lane, he used to deal at master's shop; he asked if he might

might leave a spring there; I said yes; after that he brought another, and after that another; he was to have them back in two or three days. He asked me to go and get him seven or eight shillings; I went and asked my mistress, she gave me 7s. 4d. I believe this was between ten and eleven at night on Saturday the 25th of April. Master never saw them till the Tuesday morning; on the Tuesday he put his hand upon them and said, what is this copper. I said it is something that Clark brought; he said then go and find him, you silly woman, you do not know what you have done; what did you give him; I said 7s. 4d. he said, O fie, I wish the gentleman had them again.

Henry Martin. I am a Marshal's court officer. I had a writ to execute for Mr. Sprage; I went to take one of the parties on that Saturday, and was with Mr. Sprage from about one till twenty minutes after eleven at night in Long-acre.

John Maddox. I was with Mr. Sprage that night till about half an hour after eleven at night in Long-acre.

Elizabeth Ingram. I attended Mrs. Sprage in her labour that Saturday night. The servant-maid came to her for 7s. and 4d. she said what is it for; she answered she should not tell her now, but would another time. Mr. Sprage was not then at home.

Mr. Thorpe, John Gatehouse, and Mr. Gay gave him a good character. Clark Guilty. B. Sprage Guilty. T. 14.

257. (L.) William Hineley was indicted for stealing twelve pounds weight of beef, value 3s. the property of James Smith, March 28. †

The prosecutor is a butcher in Newgate-market. A rump of beef was missing from the stall, on the 28th of March, between eleven and twelve at night. Thomas Deacon, the apprentice, pursued and took the prisoner with it upon him in an alley going into St. Paul's church-yard. Guilty 10d. W.

258. (L.) Lawrence Whiddin was indicted for stealing a pair of leather breeches, value 5s. the property of William Taylor, March 11. †

William Taylor. I am an hosier at the Red Lion, Aldersgate-street. I lost a pair of leather breeches out of the room where I lie, on the 11th of March; I searched about and found the prisoner in the hay-loft with them on, and we found his breeches in the hay. I never saw him before. Guilty 10d. W.

259, 260. (L.) John Mitchell and Thomas Anderson were indicted for stealing a linen hand-

kerchief, value 18d. the property of Samuel Frith, March. 8. †

Samuel Frith. On Sunday the 8th of March, about eight in the evening, I was coming by St. Dunstan's church, the lecture was just done. I had felt my handkerchief in my pocket when at Temple-bar, and before I got to the hither end of the church, Mr. Pain asked me if my pocket was not picked; I found my handkerchief was gone; he shewed me Mitchell, and said, that was the person that took it; I secured him; Pain went a little farther and took Anderson; Mitchell dropt two handkerchiefs out of his pocket in taking him cross Fleet-street, neither of them were mine; we took them to Wood-street Compter, there we found five upon them; two upon Mitchell and three upon Anderson.

William Pain. On Sunday the 8th of March, I had been at St. Dunstan's church; I came out at the hither door, and saw the two prisoners, and two others less than they; the prosecutor came by with his coat unbuttoned; they all four turned about; Mitchell was first and Anderson next; I saw Mitchell put his hand in the prosecutor's pocket, and take out a handkerchief; I tapp'd him on the shoulder, and told him what I had seen; he felt, and said, I have lost it sure enough; we seized the prisoners, the others made off; I had observed Anderson backwards and forwards with them several times, before the gentleman came by; he dropt a handkerchief just before I got him to St. Paul's church-yard.

Mitchell's defense.

I never did such a thing in my life.

He called George Fowler, Mary Rice, and Mary Beadle, who gave him a good character. Mitchell Guilty. T. Anderson Acquitted.

261. (L.) William Clifford was indicted for stealing a pickax, value 2s. and an iron crow, value 12d. the property of William Stockley, March 7. †

William Stockley. I am a bricklayer, and live in Crutched-friars; on the 7th of March I was standing at my door, I saw the prisoner come from my shed, with a pickax and iron crow, my property; I went and took him with them upon him. Guilty 10d. T.

262. (L.) Skinner Hudson was indicted for stealing a wooden drawer called a till, and 3s. 6d. in money numbered, the property of Benjamin Cole, March 13. †

U 2

Margaret

Margaret Cole. I am wife to Benjamin Cole, he is an engraver; we live at the corner of King's-head-court, Holbourn; on the 13th of March, the prisoner was about the shop some considerable time before he came in; after the shop was shut up at night, he knocked at the door; I did not open the shop door, but the side door; he pushed me back, and said he wanted some tobacco; the next night he came in before the shop was shut up, threw himself across the counter, and took the till and ran away with it; two gentlemen ran after him; he threw the till down; there were about 3 or 4 s. in it when they took it up.

George Burton. I was going home from Chancery-lane; I saw the prisoner running, and the prosecutor after him; we ran and took him; I heard the money fall.

William Newton. I saw the prisoner throw the till away; I jumped over it, and the money flew about; I got hold of him, and we took him to the watch-house. *(The till produced and deposed to.)*

Prisoner's defence.

I was going home and they stoppt me. Guilty. T.

263. (L.) Enoch Glass was indicted for stealing 40 yards of woollen cloth called white list bays, value 4 l. 14 s. the property of Benjamin Frich, April 29. †

William Meads. Mr. James Watson ordered the cloth to be removed from Mr. Frich's, to Mr. Ellington's; I delivered twenty-seven pieces of this bays to a carman; after delivered, the carman and the prisoner would have faced me down there were but twenty-six pieces; I went a foot-way, waiting at a print-shop for their coming; they were lying but very loose upon the cart; I saw one of the pieces of bays fall down, and the prisoner pick it up; I thought he would have brought it to Mr. Ellington's; he went down Bartholomew-lane with it, and when I came to unload the pieces there were but twenty-six of them; we waited a good while, he never came; then I went to him in Leadenhall-market, and charged him with it; he began to be very impudent, and a set of fellows of the same business he is, [a porter] took his part against me, and advised him to drub me; then I went for a warrant and he was committed.

Prisoner's defence.

The carman would have made affidavit there were but 26 pieces, but he is not here. Guilty. T.

264. (L.) William Richardson was indicted for stealing a silk handkerchief, value 12 d. the property of Richard Crew, April 25. †

Richard Crew. I was going along Bishopsgate-street, about half an hour past one in the day; Mr. Maul came to me and said, Sir, you are robbed of your handkerchief; I felt, and perceived it was gone; I saw two boys running on the other side the way; we ran, when we came to Bishopsgate we lost them, presently we saw them running in the ruins in Wormwood-street; we went and looked about there and found the prisoner, and upon examining among some casks near where we found him, we found my handkerchief.

Joseph Maul. I saw the prisoner take the handkerchief out of the prosecutor's pocket; he had made an attempt before and missed it; there was another boy with him; I informed Mr. Crew of it, we pursued and found the prisoner hid among some sugar casks, and the handkerchief but a little way from him; the prisoner says he is but fifteen years of age. *(The handkerchief produced and deposed to.)*

Prisoner's defence.

I work at Mr. Nailor's a silver-spinner, in Bunhill-row; this is my first fact, and my mother will be out of her wits if I was to be sent abroad. Guilty. T.

265. (M.) John Carrol was indicted for stealing 300 pounds weight of lead, value 20 s. the property of George Hanway, Esq; fixed to the dwelling-house of the said George, April 26. †

Thomas Hays. I am a carpenter; last Saturday I was at work for Mr. Collins at the house of Esquire Hanway in Conduit-street; and when I came again on the Monday, I found there were fifty-three feet of leaden pipe in one length, and eleven in another that lay in the street, that runs into the cistern in the house, from the New River water-works, were taken away, and the pump was gone; part of the pipe I had taken up, and as I thought, secured it in a case, but that was broke to pieces.

John Walker. I am a watchman; that night between eleven and twelve, I heard a noise in the area of this house; I looked, and saw the prisoner there; he came up, I laid hold of him; he slipped away, I caught him again, and with assistance secured him in the watch-house; then I and James Share another watchman, went into the area; there we found the lead, and this hand-saw; *(producing one)* there is lead in the teeth of it, the case was pulled to pieces; the prisoner left his coat there, we carried it to him on the Monday morning, and he owned it; he has it on now.

Samuel Share confirmed the account he had given.

Prisoner's

Prisoner's defence.

The area was open; I went down, there was no fence, the watchman came and knocked my hat off, and I never saw it since.

He called George Sinnot, James Fitzjames, William Hart, John Stapleton, Dennis Field, and Patrick Lane, who gave him a good character. Guilty. T.

266. (M.) James Clark was indicted for stealing 30 pounds weight of pork called bacon, value 15 s. the property of John Lacey, April 29. †

John Lacey. I live at the corner of Wych-street, I am a cheelemonger and chandler; last Wednesday evening a piece of bacon of about 30 pounds weight, was taken from my shop door; I pursued the prisoner, and he was taken with it under his arm, under the gateway in Lion's-inn.

John Crab. I saw the prisoner take the prosecutor's bacon; I acquainted him with it; he and I pursued, and we took him with it under Loin's-inn gateway.

Prisoner's defence.

I saw something lying in the gateway; I did not mind what it was, they said it was a piece of bacon, and they laid hold of me; I am a baker by trade. Guilty. T.

267. (M.) Daniel Hobbs was indicted, for that he on the king's highway, on John Picket, Esq; did make an assault, putting him in corporal fear and danger of his life, and violently taking from his person a gold watch, value 20 l. a cornelian seal set in gold, value 2 l. a gold mourning ring, value 10 s. a clasp pocket knife, value 6 d. five guineas and a half, and 13 s. in money numbered, the property of the said John, February 8. †

John Picket, Esq; About a quarter past twelve at night, on the 8th of February, I was on foot alone, coming from Ratcliff; and between that and Goodman's-fields, I was either pushed down, or knocked down by a man; I believe it was the latter; I cannot swear to the man; I thought there were two men, but am not sure; I saw no arms; I can't remember the man said any thing to me before I was down.

Q. Had you been drinking?

Picket. I had.

Q. Can you tell whether you was tripped up, or how?

Picket. I certainly was struck down; I made no resistance.

Q. Did the man ask you for your money?

Picket. No, he took it when I was down, without asking; he took my gold watch, and mourning ring, five guineas and a half, and 14 or 15 s. in silver from me.

Thomas Gardner. I received a letter from Mr. Alforth of Isleworth, wherein he acquainted me there was a gold watch with my name, No 3341, had been offered to a neighbour of his for four guineas and a half; I went there: after the watch was delivered into my hand, I knew it, having made it for the prosecutor, and he gave me twenty-six guineas for it; I asked for the man that had it; the woman said he was at her house; we sent for an officer, and he was taken at the Red Lion there, it was the prisoner at the bar; he had a cockade in his hat, as if he was a marine; we searched him; the first thing taken from him was a clasp knife; the prisoner was then charged with robbing the prosecutor; it was asked whether he had any body with him in this affair; he said there was nobody but himself, that the gentleman was very much in liquor, and he followed him, and when he attacked him he fell like a log upon his back, and then he took the watch and things from him; I asked him after the ring, he said he had it about him; then he took it out of his pocket in a purse, and delivered it; we took him before Sir John Fielding, and he committed him.

John Lewis. I am headborough and beadle of the parish of Isleworth; I took this clasp knife out of the prisoner's pocket on the 28th of February; (the watch, ring, purse, and knife, produced and depoted to by prosecutor) I was sent for to the Red Lion, there was the watchmaker, and they had the prisoner there; they charged him with robbing a captain on the highway; the prisoner said he was the man, and mentioned the several things he had taken from him; but said, the captain may say what he will, I took no more money from him than two guineas, two half guineas, and about 12 or 13 s.

Eleanor Ansel. My mother keeps the Red Lion at Isleworth; the prisoner brought a watch and desired me to lay it by for him; (she is sworn the watch) I believe it to be the same but cannot swear to it; I laid it by, and after that delivered it to my sister, the next witness.

Anne Catharine Pruda. I received this watch (I believe it to be the same) of my sister, and delivered it to a boy to carry to Mr. Alforth.

Mr. Alforth. Mrs. Ansel sent this watch to me, to get the opinion of a gentleman at Isleworth of the value of it; he informed me it was a gold watch of value, and advised them not to buy it; I saw the knife, purse, and ring taken from the prisoner, which the prosecutor swore to.

Prisoner's defence.

I am quite innocent of the affair; I asked liberty of my captain to come to London, he granted me two

two days. I went into New Gravel-lane, and returned the next morning. I picked these things up upon the road. Guilty. Death.

268. (M.) John Edwards was indicted for stealing a crape gown, value 10 s. the property of Elizabeth Sawyer, Feb. 9. †

Elizabeth Sawyer. I live in Chandler's-street by Grosvenor-square. On the 9th of February I missed my crape gown, and found it again on the 10th, at Mrs. Platt's, at the Cock in Monmouth-street. I did not know the prisoner before.

Sarah Platt. I live in Monmouth-street; the prisoner fold this gown to me on the 9th of February; (produced and deposed to by prosecutrix) the prosecutrix found it at my house the 10th. About ten days after he came to sell two more gowns, and I had him taken up.

Prisoner's defence.

They were my wife's gowns. I am a smith, and live in Tyburn-road; the last place I work'd at was in Westminster; I have worked for three or four masters, but they are all dead.

Sarah Platt. The gowns were not all of a length, they did not appear to be made for one woman. Guilty. T.

269. (M.) Margaret, wife of Charles Hamilton, was indicted for stealing a cotton gown, value 8 s. and a linen apron, value 6 s. the property of Reuben Powell, March 13. †

Reuben Powell. I live in St. Catharine's. My wife lost a gown and apron; the next day I charged the prisoner with taking them: she acknowledged she had, and had pawned them for 6 s. I asked her what she had done with the money; she said it was spent and d—d. We went as she directed, and got them out; the gown was for 4 s. and apron 2 s. (Produced and deposed to by Anne his wife.)

Prisoner's defence.

I fetched the apron out, and the prosecutor's wife made a debt of it, and said she would not hurt a hair of my head; she wore the apron some days after.

Anne Powell. It was not fetched out till this day. She paid me no money, neither did I make it a debt. Guilty. T.

270, 271. (L.) Catherine Paraux and Bartholomew Dartee, were indicted for stealing a cloth coat and waistcoat trimmed with gold, value 4 l. a cloth coat, value 10 s. a pair of cloth breeches, value

8 s. a pair of leather breeches, value 6 s. a gold laced hat, value 10 s. six pair of silk hose, value 30 s. three pair of cotton hose, value 6 s. three pair of thread hose, value 6 s. eight linen shirts, value 4 l. four linen shifts, value 15 s. a cotton waistcoat, value 6 s. a pair of cotton drawers, value 2 s. two swords, value 20 s. eight linen napkins, value 10 s. three linen handkerchiefs, value 10 s. four cotton handkerchiefs, value 5 s. a pair of stone shoe-buckles set in silver, value 20 s. and a pair of knee-buckles, value 2 s. the property of John Lewis Chevelier, in the dwelling-house of Samuel Noon, Dec. 27. †

The prisoners and prosecutor were foreigners, an interpreter was sworn.

John Lewis Chevelier. I lodged at the house of Samuel Noon, the Robin-Hood near Temple-bar, and am a fencing-master. The two prisoners are foreigners and destitute; I took a room for them in the same house, and used to go about among French people and get money for them, to send them into their own country. I went out and left them in my room, and when I returned I found my room stripped and they were gone. I lost all the things mentioned in the indictment (naming them) afterwards I found a coat, a pair of breeches, hat, cotton waistcoat, drawers, and buckles, at different pawnbrokers.

Mrs. Chevelier. I am wife to the prosecutor. I had had a quarrel with the ambassador's servant on Saturday the 27th of December, and there was a warrant, and I was carried before the Justice; when I returned, all the things mentioned in the indictment were gone, and the two prisoners also. I was afterwards sent for to Sir John Fielding's; then I was ordered to go to Westminster to see the prisoners; I went and found them.

Q. Did you authorise the prisoners, or either of them, to take any of these things?

Mrs. Chevelier. No, I never did. When they were before the Justice, they confessed where some of the things were; some at Mr. Watson's and some at Mr. Govan's.

William Preston. I am assistant to Mr. Watson, a pawnbroker. On the 16th of January a woman came and said she came from Sir John Fielding's, and said she wanted all the goods pawned in the name of Dartee, and I delivered a waistcoat and four towels. I do not know who pledged them. (He produced the tickets with the name Dartee upon them, pledged the 27th of November.)

Adam Govan. On the 27th of December the two prisoners (to the best of my knowledge) pledged a pair

a pair of stone shoe and knee-buckles set in silver to me for half a guinea; and about two months ago the prosecutor and his wife came to my house, and told me there had been such things stole from them, and desired me to deliver them up; I told them I should be very ready to assist them, if they could prove they were stolen, and would prosecute. (*Produced and deposed to.*)

Maraux's defence.

I knew the prosecutor's wife in France, she was my mistress; she complained of her husband's using her ill, and wanted me to go to France with her; she said her husband beat her, and knocked her about every day; I took a waistcoat, a gold laced hat, a great coat, and other things, and raised three guineas and a half upon them; she wanted me to give her a bill for 12 l. if I would not have her appear against me.

Darlee's defence.

Mrs. Chevelier received the tickets for what they were pawned, and got them out again; she has often been to us in prison, and made proposals for us not to expose her; the turnkey knows it.

A turnkey sworn. I have seen the gentlewoman in Newgate with the prisoners, conversing together in French several times. Both Guilty 39 s. T.

272. (M.) Samuel Mitchell was indicted, for that he, together with three or more persons unknown, being armed with offensive weapons, were aiding and assisting in rescuing 900 pounds weight of tea, from the house of James Langley, in the parish of Totney in the county of Devon, the duty of which was due to his Majesty, and had not been paid nor secured, which had before been seized by Thomas Skinner and Richard Bays, February 25, 1766. ||

Daniel Shafe and Nicholas Brooking, two land-waiters at Dartmouth, having information of a large quantity of run tea, lodged in a barn in the parish of Harverton, on the 25th of February, 1766, went with Richard Viney, a waterman, and other assistance, and brought away the quantity mentioned in the indictment, and lodged it in the house of James Langly at Totney; in about ten days after the house was surrounded with men who came on horseback, who obliged the people, for to prevent farther mischief, to open the door; some of them went in and took the tea out, and carried it away on their horses. Shafe deposed one of the seven or eight men that came into the house was like the prisoner, but would not swear to him. Brooking deposed the prisoner was one of the men that came in, but they offered no violence to nobody, neither could he say they had any instruments in their hands. The evi-

dence not amounting to the charge in the indictment he was acquitted.

(M.) He was a second time indicted for being armed and assembled, with fifteen or more at Heavytree in the county of Devon, in order to be aiding and assisting in the running of goods that had not paid the duty, and for unlawfully and riotously making an assault upon William Hunt, and John Crutchet, two officers of his Majesty's customs, in the execution of their duty, in seizing uncustomed goods, April 19, 1766. ||

William Hunt. I am a custom-house officer; having received intelligence of goods coming, I and three officers went on the 19th of April 1766, to see for them; we divided; I and Crutchet went to Old Abbey. I saw several horses and men to the number of twenty and more, laden with oil-skin bags, he was first; what happened to him I do not know; I believe most of the men were armed with large sticks and whips; when I came up to them, having said nothing to them, one of them said, d—n your blood, what do you here at this time of the night; he struck me a violent blow on one side my head, so that my eyelid hung down; he knocked me down, and after that my horse was knocked down; and another person came and struck me two or three more blows; they asked me my name; I told them, and that I was an officer; my shoulder was dislocated, and not set till three weeks after.

Q. Did you attempt to seize?

Hunt. I did not attempt it, seeing the gang was so large.

John Crutchet. I am a tidesman at Exeter; I saw several horses laden with oil-skin bags; seeing such a number, I said nothing to them, but past through them; as I was passing them, several of them struck at me, but none of them hit me; they said, d—n you, who are you, what do you do here at this time of the night; after I got through them one of them rode after me, and struck me; and as he was riding back again, I heard several violent blows given, which I have reason to believe were given to Mr. Hunt.

Q. Did you attempt to seize?

Crutchet. No, we said nothing at all to them; we could have done nothing then, their number was so great; but we should have gone to the rest of our company, in order to have made seizure elsewhere.

Thomas Guss. I was one of the smugglers; we all agreed together if there was any loss, all should go share and share alike, that the loss might come

the easier. We had all common whips, such as the smugglers generally ride with; some had sticks heavy at one end. The prisoner was with us, one of the company.

Q. What had the prisoner?

Gus. He had either a stick or a whip, I do not know which. As we were coming up to Old Ab-bey, I saw a horse come in without a rider; I took him by the rein and led him up to a man standing without a hat; it was Mr. Hunt, but at that time I did not know it was he. I held the bridle to him, and said here is your horse. I asked him who he was; he said his name was Hunt. He then said to me, Mr. Bowls, I thought you would not have served me so; (he took me for Bowls) he rides a remarkable horse; mine was such a one, and he took me for him.

John Downs. I was one of this gang of smug-glars; there were about twenty in-number, met to-gether to run goods up the country. We came from Alderney, we crossed the Aix, and I was one of the foremost. I met two men, I knew not who they were. Soon after that I heard an alarm, but saw no blows struck, neither was I within 20 yards at the time; hearing an outcry, I looked and saw a man on the ground standing, but did not know who it was.

Q. Was Mitchell one of your gang?

Downs. Yes, he was, he belonged to the other party; there were two parties of us, we had joined.

Q. Did you know him before?

Downs. I did, I knew him well before.

Q. What instrument had you?

Downs. I had a little ash stick.

Q. What did you carry that for?

Downs. To protect myself against robbers and officers. Acquitted.

273, 274, 275. (M.) William Mallett and Edward Hull were indicted, for that they, with George Burt and Michael Doyle, (not taken) did steal six whips mounted in silver, value 20 s. four jockey whips mounted in silver, six swish whips mounted in silver, and two walking whips mounted in silver, the property of William Green; and Samuel Stevens for receiving one swish whip, well knowing it to have been stolen, April 5. ||

William Green. I am a fadler; I live at the cor-ner of South Audley street, Golden square. Last Sunday three weeks, I missed three or four and twenty whips, all of them either cap'd or but-ton'd, mounted in silver. I had information given me that same night, that Mallett, Hull, Michael

Doyle, and George Burt, brought a quantity of whips up into the room where the next evidence was in bed.

Q. Where were they taken from?

Green. There were light-holes upon each of the window-shutters to my shop; at each hole they broke the glass, and then could reach through and take the whips.

Q. Did you ever find any of your whips again?

Green. No I never did.

Sarah Davis. One night when I lay in Gray's-inn-lane, Mallett, Hull, Burt, and Doyle, came in; it was dark, but in the morning I saw them looking over some whips, they had silver handles. I got up and went away, and left them there. At another time Mallett brought one whip and left it; Stevens was there two or three days after, and he took it away with him.

Q. Do you know what is become of any of the whips?

Davis. No, I do not.

Q. What night were the whips brought into that room?

Davis. It was betwixt a Saturday evening and a Sunday morning, about three weeks ago.

Q. Did you hear any of the four men mention where they had them?

Davis. No, I did not.

Q. What sort of a whip was it that Stevens took away?

Davis. It was a new whip.

Q. Did you hear Mallett say that was one of them that he had brought to Gray's-inn-lane be-fore?

Davis. No.

Q. Whose room was it you lay in?

Davis. It was Michael Doyle's room.

David Hartley. I am a constable. I was going my rounds on Friday night was three weeks, I found Mallett at the corner of a shop in Tyburn-road; I knowing him to be a thief, examined him if he had any tools about him to break houses; I found nothing but a knife, I let him go. Look-ing about, I found a hole bored with a centre-bit in the window-shutter; I desired the watchman to put his candle out. I went down the street, Mallett was on the other side; I went to him, and asked him if he would give me anything to drink; he said he had no blunt, he had only thrums, that is a cant-word in their language for 3 d. He came over the way, I took him to the round-house; then I shewed him the shop that had the hole bored in it; after that this breast wimble and centre-bit in it (produced in court) was found under the

the window, but he disowned knowing any thing of it. This girl Davis told me of two Jews that the prisoners were acquainted with, but they were not to be found. I went to take Stevens one day last week; he said, you are come too late, I knew of your coming. I searched for the whip but that was gone.

Q to S. Davis. What do you know concerning two Jews?

Davis. There were two Jews that lived in Houndditch. I was sent with a letter to them, to let them know Mr. Mallett was in prison, to desire they would let him have a trifle of money. I found only one of their wives; I let her know he was in goal, and her husband must let him have a trifle of money, or he would give an account of something that he would not like. I mentioned this to Mr. Hartley, and went with him and shew'd him the house.

Mallett's defence.

I met this Mr. Hartley, we talked about something; he took all the things out of my pocket; he asked me for my watch, I said I had none; he let me go, I went up as far as Oxford market; then he came and called to me, I went to him; he told me I had been a glazing.

Hartley. That in their language is house-breaking.

Hull's defence.

I know no more of this affair than your Lordship; I don't know where this girl's lodgings are.

Stevens's defence.

I know nothing about it, I never was in the girl's room in my life; there came two or three people to me and asked me for the whip; they searched the house all over, and could find none; they said you may as well tell where it is, you have put it out of the way. They took me to a public-house, and wanted to get something out of me. They are some of Sir John Fielding's people, and live by what they can make that way. All three acquitted.

276. Charles Day was indicted for wilful and corrupt perjury.

The prosecutor was called and did not appear. Acquitted.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 17.

Mary Peck, Thomas Smith, James Simpson, David Roberts, William Elliott, John Benham, John Harris, Richard Leach, Samuel Knock, Jacob Wood, John M'Donnell, Daniel Hobbs, Thomas Spines, Lawrence Sweetman, Samuel Collins, Francis Gorman, and Henry Johnson.

Transportation for 14 years, 2.

Charles Merritt, and Michael Sprage.

Transportation for 7 years, 44.

Patrick Chaff, George Claxton, Anne Stafford, William Bradshaw, James Butler, Anne Price, Thomas Parry, Charles Wright, William Mason, Thomas Cop, John Mitchell, William Clifford, Skinner Hudson, Enoch Glas, William Richardson, Mary Dilkill, Sarah Boast, otherwise Sidall, Thomas Donnelly, Mary Bartlett, Frances Williams, Samuel Allison, Susanna Sherman, Peter Price, otherwise Thrift, otherwise Church, Charles Downe, Patrick Conner, Elizabeth Wilson, George Cooper, Charles Miller, Henry Black, John Ford, John Hill, Charles Manwarring, John Cooper, John Wildman, Horton Dunn, William Rich, Elizabeth Doman, John Cole, John Carrol, James Clark, John Edwards, Margaret Hamilton, Mathe-rinii Maraux, and Bartholomew Dartes.

Branded, 2.

Samuel Clark, and James Finch.

Whipped, 4.

Elizabeth Fletcher, Anne Garbett, William Hinesey, and Lawrence Haddin.

Francis Gorman was executed on Monday the 4th of May.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor,

GOD save the KING.

The next sessions begins on Monday the 1st of June at Guildhall, and on Wednesday the 3d at the Old-Bailey.

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F O R T H E
C I T Y of L O N D O N;

And also the
G O A L D E L I V E R Y
F O R T H E
C O U N T Y of M I D D L E S E X,

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O N T H E

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of *London*; the Hon. Sir RICHARD ADAMS, Knt. one of the Barons of his Majesty's Court of Exchequer *; the Hon. Sir JOSEPH YATES, Knt. one of his Majesty's Justices of the Court of King's Bench †; JAMES EYRE, Esq; Recorder ‡; and others of his Majesty's Justices of Oyer and Terminer of the said City and County.

LONDON JURY.

John Blakefley,	William Bamford,
Luke Graffley,	Thomas Grape,
Richard Ringwood,	John Blake,
Samuel Wilkinson,	Thomas Smith,
John Stanton,	Thomas Mould,
Peter Langthorne,	William Portall.

MIDDLESEX JURY.

Colin Dollinson,	John Taylor,
Edward Crace,	John Hooke,
Adam Dunkley,	Henry Filher,
James Marriott,	Thomas Salmon,
Henry Turing,	Elias Pugh,
William Dimes,	Thomas Greening.

277, 278. (M.)

C Atharine Saunders and Mary Gibbons, spinsters, were indicted for stealing nine yards of linen

lace, value 20 s. and ten yards of linen edging lace, value 8 s. the property of Moses Leny, May 5. †

Anne Leny. Moses Leny is my husband; we keep a lace warehouse in Round-court, in the Strand; Saunders had been at my shop before, and I suspected her not to be honest; she came in with the other prisoner on the 5th of May, and said she had brought me a new customer; I desired my servant to look sharp; I had some valuable lace lying on one counter, I desired them to go to another counter where the black lace was; they desired to go and look at the lace on the other counter; I shewed them a box of lace; Saunders bought a yard and a quarter, at 2 s. a yard. She asked the other prisoner, if any of that lace would do for her;

Saunders took up her apron, and laid it over the goods on the counter; I begged her to take her apron off, fearing the lace should stick to it; she then let it down. I took them to the other counter; then I saw a piece of lace lying on the ground, close by the counter; I am sure there was no such lace at that counter before. Gibbons wanted to see several pieces; Saunders called her Mrs. Myner; Saunders turned her head round to me, and desired me to look at the lace on the back part of her cap, and said, the other prisoner wanted such; this I thought was with intent the other might have an opportunity to take something; I still kept my eye looking towards Gibbons. I saw a piece of lace in Gibbons's bosom, one of the doubles hung out under her handkerchief; I took hold of it, and took it out; there were nine yards and a half of it; I saw a piece of edging in her hand; she put her hand behind her under her cloak; I desired her to give it me; she swore

N. B. *The characters* * † ‡ *direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.*

many

in many oaths, and used me in an insolent manner. I, by trying to take it, saw the edging drop behind her; Saunders saw me both take the lace from Gibbons's bosom, and take the edging up behind her, yet she stood up very much for her character, and said a thousand times she would ruin me, and she would not depart my house till she had brought people to take an account of me; then she continued using me ill for an hour and a half at least. I desired my girl to fetch a constable, but she could not get one; a neighbour came in; Saunders sent Gibbons out to bring in a man to ruin me, but my neighbour went out and brought her back; (*three pieces of lace produced in court that were found by the counter; that which fell behind Gibbons, and that taken from out of her bosom; the latter, by mistake, was not in the indictment.*)

Mary Ross, the servant, confirmed the evidence of her mistress in every part of it.

Saunders's defence.

I live in the neighbourhood; I knew this woman (*meaning Gibbons*) in her own country, (*Ireland*;) she was coming to my apartment for some linen to wash; I met her; I said I was going to buy a yard and quarter of lace, and should not keep her half a quarter of an hour; we went to this shop; what the gentlewoman says is false; I never did recommend her as a customer; I have but six weeks to go with child, and I desire I may never be delivered, or see my other children, if I mentioned such a thing; I had a clean lawn apron on; the corner of my buckle had torn it, and I took it up in my hand to look at it; the gentlewoman asked me what I wanted; I said, a yard and quarter, at about 2 s. a yard, with a running worm; she begged I would wait a bit, and she would dispatch me; upon taking up my apron, it dropped upon the counter; she said, pray put your apron down, which I did; I bought a yard and quarter of the lace and paid for it; this poor woman never mentioned the wanting to buy any lace till she saw me buy; then she said, how much will do for my child, of such as is on the back part of your cap; I said, three quarters of a yard; the gentlewoman said she believed she had such a thing, and went to the other side the counter to shew it her; I saw the card of lace lying by the counter; I took it up, and gave it the gentlewoman; this poor woman said she could not go to above a shilling a yard; I have seen her thread her needle, and hold it close to her eyes, she is very near-sighted; she took the lace up, and held it close to look at it; the gentlewoman caught it away, and said, what are you going to put it into

your bosom; there came very high words between us; she cursed our country, and wished none of my country might ever come into her house; she sent her maid out to call two men in; I said, I wished somebody would go for my husband; she insisted this poor woman should not go out of her house; the woman begged somebody would go for her child; then she insisted on taking us before Sir John Fielding; we did not care to go there; she sent for some of his men, and they took us there; my husband's brother keeps a pastry-cook's shop over against Sir John's house, made me object to going there.

To her character.

John Perry. I have known Saunders from the year 1757, in Galway in Ireland; she was a serjeant's wife; I never knew her have an ill character in my life; her husband attends an auction shop in the Strand.

Gibbons's defence.

I left my child with a friend, and went for Mrs. Saunders's linen to wash; I met her, and asked her to go back with me; she said she could not, she was going to buy a piece of lace; I went with her to this shop into Round-court; she said, *Polly*, buy a bit for your child to go round her cap, you cannot get it cheaper than here, (I never was in the shop before in my life;) I said I could not give above a shilling; I went to look at a piece; the gentlewoman said, you have no right to look at that lace; Mrs. Saunders said, when people come into a shop, they look at things they do not buy; she said, she did not want any of my custom, and did not like any of my country, and bid us both go about our business; she sent the maid to call somebody in; a gentleman came in; he said he did not like to meddle in the business. Both Guilty. T.

279. (M.) Richard Cor was indicted for stealing a hempen cable rope, value 15 s. and one hempen sling, value 1 s. the property of William Fletcher and John Arnold, May 25. *

George Tatton. I am servant to Mess. William Fletcher and John Arnold, Rone merchants on Mill bank. Last Monday morning was a week, I got up at half an hour after twelve o'clock at night, and went to shift the lighter, that is, to bring her within the reach of the crane to take the stones out; I saw the prisoner in the barge's cabin; I asked him what business he had there; he said he came to look after a corn barge; I saw a boat lying on the inside the barge; I saw in it two parcels of rope lying; he was going out of the barge

barge down into the boat; I got in, her too, and stopped him from going away; there were more ropes than ours of other peoples; I asked him where he had them; he said it was a parcel of old rope which he had got, and laid in a lighter head; I perceived they were wet; I said, they have been lately taken out of the water; he said, I might have them if I would let him go about his business; I stopped him, boat and rope too, and took him through our yard to the watch box, and charged the watchman to go along with us to the watch-house; going along, the prisoner dropped a case knife; when I went to the barge again, I found one end of the cable was loosened, and the other end was fresh cut.

2. Did you see the prisoner meddle with the cable?

Tattor. No, I did not, it was dark.

Lewis Ellis. About seven o'clock that morning, I went to look at the boat that was lying on the outside Mr. Fletcher's barge, I saw many pieces of rope in it; there was a sling belonging to Messrs. Fletcher and Arnold that I could swear to; it is a large rope we use to put about a block of stone, when we move them with the crane; we took the prisoner before Justice Miller, there he said he never was on the wharf where the sling was taken from.

Prisoner's defence.

I never meddled with any thing, neither had I been upon the wharf; I am a waterman, and have been sick, and have never a boat to work in. Acquitted.

280. (M.) Hans Knutson, was indicted for stealing one scum bag, value 2s. the property of James Spalding, Thomas Slack, and Mark Downing; one thickset frock, a linen handkerchief, a cloth waistcoat, a nankeen waistcoat, a linen shirt, 3 linen stocks, a pair of cloth breeches, a pair of cotton stockings, a pair of silver shoe-buckles, a pair of silver knee-buckles, a silver stock-buckle, a silver watch, a silver watch-chain, a pair of stone buttons set in silver, and a man's hat, the property of Charles Ulmore; a cloth coat, two silk handkerchiefs, a cloth waistcoat, a pair of worsted stockings, a pair of men's shoes, and a pair of metal shoe-buckles, the property of Conrode Creamer; a pair of worsted stockings, a cloth coat, a stuff waistcoat, two pair of leather breeches, a linen shirt, a brass tobacco-box, a pair of silver shoe-buckles, a pair of silver knee-buckles, a silver watch, a silver seal, and a man's hat, the property of John Franks; a pair of worsted stockings,

the property of Frederick Eckars; a silk handkerchief, a linen handkerchief, a cloth coat, a cloth furcoat, a pair of worsted stockings, and a silver watch, the property of John Freemouffe; a linen shirt, a pair of worsted breeches, and a pair of silver knee-buckles, the property of Nicholas Albatch; a shag waistcoat, a cloth coat, a pair of leather breeches, and a linen shirt, the property of Adam Creamer, May 18. *

The prisoner being a foreigner, an interpreter was sworn.

Mark Downing. I am a sugar-refiner, and live in Mansfield-street, Goodman's-fields. James Spalding, Thomas Slack, and I, are partners; the prisoner is a Dane; he was our servant from the 9th of March to the 4th of May; the men who lost their things were all our servants, and lived in the house. I went out of town on the 18th of May, and coming home on the 19th over Tower-hill, I met Thomas Price, one of our men, he told me the men had been robbed of their cloaths; we suspected the prisoner; Ulmore told me on the Saturday night following, that he heard the prisoner was got on board a ship going to Norway, the ship was called Anna Maria, Capt. Bockman or Beckman; I went to Sir John Fielding, and desired he would give me some assistance. I was advised to proceed after the prisoner as fast as I could; Ulmore and I went in a chaise to Gravesend, and found the ship had sailed the night before; then we took a boat and went down to the Hope; there we found the ship; I went on deck and told the captain I had been robbed, and suspected the thief was on board his ship, and desired if we found any thing upon him that he had stole, he would let me take him on shore; he said, with all his heart; the captain called the prisoner down; I seeing he had got a watch, I desired to look at it; he took it out of his pocket and delivered it to me, (*produced in court*;) Charles Ulmore looked at it and said, he would swear it was his watch; the captain ordered the prisoner's chest and things to be put into my boat; then I found there were many of the things done up into our scum bag, which is worth about 2s. we took him and the things into our boat; he seemed to cry and was very uneasy, and said, he hoped I would let him go. We brought him to Gravesend; I opened his box there, and found several of the things which were missing, but cannot particularize them; I remember seeing this brass tobacco-box there (*produced in court*;) the box was fastened up, and we left that there, and ordered it to be sent up by the Gravesend boat; we took the prisoner with

with us, and brought him to Sir John Fielding; the prisoner not understanding me, I did not examine or charge him till he was brought there.

Charles Ulmore. I was servant to Mr. Downing; I went there on the 6th of May, that was after the prisoner was gone; we found all these things were gone; on a Tuesday morning, about ten days after I was there, I found the bar of the sugar-house window was sawed off, and the window opened; the things were taken from our bed-room where we all lay, seven of us; by getting in at the window they could easily come into that room, the door not being fast; I missed the things mentioned in the indictment, said to be mine (*mentioning them by name*;) we all of us went to bed a little after ten over night, then all our things were in the room, and all were gone by four in the morning; I went with Mr. Downing to take the prisoner; this watch which the prisoner delivered to Mr. Downing is my property; (*the rest of the things produced and deposed to by the respective owners.*)

The prisoner said nothing in his defence. Guilty. T.

281. *Henry Willis* was indicted for being armed with offensive weapons, in company with others, assembled together in order to be assisting in running uncultomed goods, &c. Jan 9, 1762.

No evidence produced against him. Acquitted.

282. (M.) *Edward Hull*, otherwise *John Doleman*, was indicted for stealing five pair of silk stockings, value 5s. the property of *Evan Vaughan*, in the dwelling-house of the said *Evan*, May 23. †

Mary Vaughan. I am wife to *Evan Vaughan*, we keep a hosier's shop. On the 23d of May, a pane of glass in the shop window was broke a little before nine in the evening, and five pair of silk stockings that lay close to the place were taken out; I had had them in my hand about a quarter of an hour before.

William Richardson. I shall be twelve years of age the 16th of this month; I was standing at our door, which is two doors below the prosecutor's, about a quarter of an hour before nine at night, last Saturday was se'nnight, I saw the prisoner go to their window and break a pane of glass.

Q. Did you know the prisoner before?

Richardson. No, I did not, but I am sure it was he; he was in a blue coat, and his hat flapped before; he was hardly half a minute at the window; when he had done it he ran up a little passage; he ran against a post and was stopped.

Q. Did you see him put his hand into the window?

Richardson. No, I did not.

Elizabeth Emmitt. I was in Mr. Vaughan's shop at the time; upon hearing the glass fly I ran out, this little boy said, the man is run up that passage, a post had stopped him; I took hold of him, and brought him into the shop; he made but little resistance. The constable coming by, we took the prisoner before Sir John Fielding; at first he said he was pushed against the window; when he was first charged with it, he said, if he broke it he would pay for it, but he had no money in his pocket, he would leave his neckcloth, hat, and wig.

Joseph Levi. I was going by, and seeing a number of people about the prosecutor's door, I was told a man had broke his window; I pushed through the people, and went into the shop; I asked the prisoner what account he could give of himself; he said, he lived at the Bricklayer's Arms somewhere in Westminster, and was a blacksmith by trade, and had been out of business half a year; I saw some blood on his neckcloth; I asked him how that came; his right-hand was done up in his handkerchief; I made him take it off; then I saw his finger was fresh cut, and his hand was bloody; I asked him how he came by that; he said it was a push; afterwards he said it was done by the scratch of a pin, which the gentlewoman gave him. We took him before Sir John Fielding, he was well known there; Sir John's clerk said, you had the luck to escape last sessions, but you will not the next; he answered he was not cast last sessions, and he was sure he should not this; the clerk said, search his pocket; the prisoner said, he had only got a Holland doit there, the finest in England.

Prisoner's defence.

Going home to my lodgings I heard a glass window break; I saw a person run up into a court, I ran after him, and cried, stop him; the gentlewoman came and laid hold of me, and said, I believe you are the person that has broke the window, you must come along with me; I said, with all my heart; Sir John Fielding asked if any stockings were found upon me; they said, no, they never saw them afterwards.

Guilty of stealing, but not in the dwelling-house. T.

See him tried for receiving stolen goods, N^o 250, in Mr. Alderman Nelson's mayoralty; and N^o 274 in this, for stealing some hand-kerchiefs.

283. (M.) Elizabeth Cartwright, otherwise Hart, was indicted for stealing five pewter dishes, value 5 s. and sixteen pewter plates, value 5 s. the property of Peter Lowle, May 21. †

Peter Lowle. The prisoner was detected in taking the dishes and plates out of my house, but I was not by at the time; I can only say they are my property. The woman that detected her is not here. Acquitted.

(L.) She was a second time indicted by the name of Elizabeth Hart, otherwise Carter, for stealing a gold watch, value 15 l. the property of Caleb Lea, May 21. †

Caleb Lea. I am a baker. My gold watch was taken from the mantle-piece in my parlour, where it used to hang, but I never missed it till it was brought to me by Mr. Ward, a pawnbroker.

Mr. Ward. I am a pawnbroker. The prisoner at the bar brought this gold watch to me (*produced and deposed to*) on Thursday the 21st of May; she said she brought it from a watchmaker that lived in Baldwin's-gardens. I stopped it; she was to have brought a gentleman to prove it, but never returned. Soon after I was going out, and a man came from Clerkenwell Bridewell to enquire about this watch; he said she was committed there; I said, I should not satisfy him as to the marks of the watch, but I went to her; at first she said she had it of a journeyman baker, that he was ill in bed, and it was his own watch which he used to wear; then I went to Baldwin's-gardens, but could not find such a person she had mentioned to me. I then went to her again; she told me the journeyman baker was named Delmey, and his master lived in Moor-lane; we enquired all over Moor-lane, but could not find an owner; then we went into Little Moorfields, there was a baker; I went into his shop, it was the prosecutor's shop; he described the watch, and owned it directly, but had not missed it till I went there.

The prisoner said nothing in her defence. Guilty. T.

284. (M.) Sarah, wife of John Wilson, was indicted for stealing a copper tea-kettle, value 2 s. a gridiron, value 10 d. and a hanging iron, value 4 d. the property of Gerard Vandergucht, May 13. •

Gerard Vandergucht. I live at St. Mary-le-bone, and keep a broker's shop. On the 13th of May, the things mentioned in the indictment were taken from my door, where they were set out for sale; I was not at home at the time; she was taken with

the gridiron and hanging iron, and brought back immediately; when I came home, I having missed a tea-kettle, asked her what she had done with that; she owned she had taken and sold it, to Mr. Clark, a brazier in Mary-le-bone parish; I and found it there; it was a very old one, and it was broke up as old metal.

Mr. Clark. The prisoner sold me a tea-kettle; she said she and her mother had had it twenty-five years; it weighed but sixteen ounces and a half when taken to pieces; I gave her 9 d. for it. The prosecutor and the came together the next day for it; we went before Justice Spinnage, there she acknowledged she stole it from the prosecutor.

Prisoner's defence.

Coming along Oxford-road, I picked up a tea-kettle which had a bruise on the side; as to the gridiron and hanging iron, I know no more of them than the honourable gentlemen of the Court. I sold the tea-kettle for 9 d.

Prosecutor. The prisoner acknowledged before Justice Spinnage, that she stole the three articles. Guilty 4 d. W.

285. (L.) Anne Rustel, spinster, was indicted for stealing fourteen pictures on paper, with wooden frames, value 10 s. an iron fender, an iron poker, a pair of iron tongs, an iron shovel, a copper pottage-pot, and five ivory-handled knives and forks, the property of Richard Grindal, May 14. †

Richard Grindal. The prisoner had lived servant with me, and when she had left me about a fortnight, the other servants acquainted me there were things missing; the prisoner was going to be married to a young man in the neighbourhood, I thought he might know something of the matter, his name is Small; he lived in Vine-court, Moor-lane, Fore-street; I got a warrant from my Lord-Mayor, and searched his lodging; (this was about three weeks ago.) I went with one of my Lord Mayor's officers, and in his lodging we found four of my prints, they belong to a set of eight; they were in particular frames, and glazed; he had taken a new house in Moor-lane; he came and offered the key to me, and offered to assist me in order to regain my property; there I found several things, but I have put only the copper pottage-pot in the indictment; then we went to a house in Cook's-court, Grub-street; there I found the iron fender, poker, tongs, twelve prints, five ivory-handled knives and forks; I have not laid the twentieth part of the things I found; (*the things*)

things laid in the indictment produced in court;) I swear to all except the copper pottage-pot.

Mrs. Smith. I did live with the prosecutor; the prisoner came there the day after I went away; I know the pottage-pot, pictures, knives and forks, and fender, to be the prosecutor's property.

Edward Smith, the constable, deposed to the finding the twelve prints, knives and forks, at the house of Mr. Davis, in Grub street.

The prisoner said nothing in her defence, only that the prosecutor, her master, never kept a proper account of what goods he had in his house. She called Cornelius Donovan, Alexander Robinson, Thomas and Susanna Davis, James and Mary Dawson, and her sweet-heart, Small, who gave her a good character. Guilty. T.

286. (L.) *Thomas Mallford* was indicted for stealing eight pounds weight of green tea, value 36 s. the property of John Bacon, May 10. †

Mrs. Bacon. I am wife to John Bacon; we keep a grocer's shop on Holbourn-hill, opposite Hatton-garden; we had occasion to suspect the prisoner, who was our porter, and lived in the house, of having done something wrong; my husband and I agreed that I should be concealed in the counting-house, on Sunday the 10th of May, to make observation on what passed; the counting-house is parted off from the shop, in which the key of the shop is always kept; we can see from the counting-house every thing that passes in the shop; the prisoner was left in the care of the house; I was locked into the counting-house; my husband went out, and fastened the door after him; in a few minutes after the prisoner came down, and took a view round; he went to the door, to see if it was fast; upon that, he went up stairs again, and soon came down with a chair in his hand, and set it down, and got upon it, and put his hand through a pane of glass that was broke, and took the key off from an iron bracket, where it hung, and went and unlocked the shop door, and went into the shop, and behind the counter to the till, and took out some money. I heard it rattle, but cannot tell the sum. Then he took down a large cannister of tea, and filled a large paper bag with tea out of it; when he had done, he replaced the cannister, and brought the bag, and set it down, while he placed the chair again, and got upon it, and hung the key on the bracket again; then he took the bag of tea in one hand, and the chair in the other, and went up stairs; he staid there a few minutes, and came down with his hat on, and went

out at the entry door, and pulled the door after him; it has a spring lock; he was gone about half an hour, or thereabouts; then he came in again, and went up stairs, and was there some time; in the interim there came an acquaintance, named Lyes, and knocked at the door; he came down; the person enquired whether Mr. Bacon or his wife were at home; he said, no; she asked where we were gone; he said he did not know; he seemed rather willing she should not come in; she came in; it was then I believe, pretty near six o'clock, the maid-servant came home about seven; I had bid her come home about that time, in order to release the porter; in a few minutes after she came in, and was gone up stairs, the prisoner came down with the paper bag of tea tied up in a handkerchief; I saw the paper bag in it, and believe it to be the same bag he had filled with tea; (I had observed he had nothing in his hand the first time he went out;) he carried the bag out.

2. Did the maid see him go out?

Mrs. Bacon. No, she did not.

Mr. Bacon. I got a constable, and took the prisoner in my shop on the 11th of May; I charged him with taking the tea; he would not confess for some time; I ordered the constable to take him back to the counting-house; when he found we had such positive evidence, he confessed he took about six pounds, but he soon did acknowledge the whole to an ounce; there was eight pounds and upwards; he owned to whom he had sold it, and directed me to the man he had sold it to, where I went and found it; the man and tea are here now in court.

Cross examination.

2. Was there any promise of favour in order to this confession?

Mr. Bacon. I made him none, he acknowledged it free and open.

Richard Strekon. I am the constable that had the prisoner in charge; at first he would not acknowledge to any thing. His master suspected he had some tea up stairs; we went up stairs; there he confessed he stole the tea mentioned, and sold it for 3l. 18s. there was some money in his pocket; he acknowledged that was part of the money he sold it for.

Cross examination.

2. Did his master make him any promise?

Strekon. There was no promise made by his master; I told him, the only way to receive favour from his master was to confess.

Joseph

Joseph Gurney. I am acquainted with Mr. Bacon; I was at his house at the time the prisoner was taken into custody; he would own to nothing at first; when we were up stairs, we told him the circumstances of his taking the tea; he hesitated a little; then he said he did take about six pounds weight; I asked him whether there were no more; he owned there was more, and that he had sold it for 3l. 18s. he said there might be eight pounds, bare weight.

Cross examination.

Q. Was any promise of favour made him?

Gurney. I told him, if he made an ingenuous confession, very likely his master might favour him, so far as to lay it only as a single felony, which he has done.

Prisoner's defence.

I have some witnesses here to speak in my behalf.

For the prisoner.

Sarah Young. The prisoner has subpoenaed me, but I do not know for what; I live near Mr. Bacon; I was by at the time he was taken into custody; I heard him confess to the taking the tea, and selling it for 3l. 18s.

Q. Did you hear any promise of favour made him?

S. Young. I never heard any promise, any farther than what Mr. Gurney has mentioned.

He called Thomas Aston, Edward Bennet, Richard Bennet, Robert Davey, John Davey, John Bowen, Elizabeth Wallford, and John Haines, who gave him a good character. Guilty. T.

287. (L.) Robert Citars was indicted for stealing forty pounds weight of folder, value 13 s. the property of John Salter, May 2. †

John Salter. I am a plumber, and live in Bush-lane; the prisoner came to live with me the 25th of April last, and continued in my employ till the 2d of May; that afternoon a neighbour came, and desired I would go to the Bell alehouse; I went; there was a bag produced, in which was three old cocks and a piece of folder, with the company's mark of the goodness of the folder, and the initial letters of my name upon it; I desired the people to let the bag be there, with the things in it, till evening; after I paid my men their wages, I should find which of them came to take it away; they had described the person that left it there, which I took to be the prisoner. I went home, and after some time I was sent for again, and told they had stopped the prisoner with the bag; I opened the bag, and found in the whole

four pieces of folder, which, before broken, was one compleat piece of folder, about forty pounds weight of it. I asked the prisoner how he could use me so; he begged I would forgive him, and was very sorry for what he had done, and said, if I would let him go, he would be very honest for the future. I took him before my Lord-Mayor on the Monday, he had been doing business at my Lord's house; he was asked, how he came by the folder; he said, he carried it to his Lordship's house, and concealed it among some rubbish, but did intend to carry it home again to my house.

John Paterfon. I live at the Bell, in Bush-lane; the prisoner came on the 2d of May, and asked leave to leave an empty bag, about noon; he came some time after, and put something in it, which proved to be folder; he came a second time, towards evening, and put something more in it; then Mr. Salter was acquainted with it; he came and saw it, and asked me to let it abide there; after which the prisoner came for it, and was stopped with it; my house is about 250 or 300 yards from the prosecutor's.

Joseph Pulry. I was at Mr. Paterfon's on the 2d of May; Mr. Paterfon took me into his yard, and told me the prisoner had left a bag, which he suspected had something in it that was not honestly come by; he asked me what was best to be done; I went and fetched Mr. Salter; there were some old brass cocks and some folder in it. Mr. Salter desired it might be there till his men had done work, and were paid, to see who came for it; the prisoner came there again, and put something into it, and went and drank some beer, and after that took the bag and was going away. I stopped him, and told him, his master had been and seen what was in it; then Mr. Salter was sent for again; there was then about 40 pounds weight of folder, and three old brass cocks.

Prisoner's defence.

I was at work at my Lord-Mayor's; I carried this folder there to make a joint; coming home on Saturday night, my master paid me my wages; I thought to bring the folder home; I was going to take it to his house, and they sent for my master.

Prosecutor. The prisoner was not at my Lord-Mayor's that day.

He called Thomas West, Abraham Withers, Mary Gumson, and Martha Charles, who gave him a good character. Guilty. T.

288. (L.) Daniel Turner was indicted for stealing 15 yards of cotton velvet, value 6l the property of Samuel Richardson and Co. May 22. *

Samuel

Samuel Richardson. John Slack, Samuel White, and William White, and I, are partners; we keep a Manchester warehouse in King street, Cheapside. On Friday night was se'nnight we sold eight pieces of Manchester velvet; they were not delivered, and one from the parcel was missed the next morning from off the counter; I went to Sir John Fielding, and got bills dispersed about; the piece was brought home that very evening; I did not see it till the Monday, before my Lord Mayor; there were two yards and a half cut off it, which was made up into a waistcoat; (*produced and deposited to.*)

Esther Moses. I live in Petticoat-lane; I sell oil and lemons about; Daniel Turner came to my house with a gentlewoman last Friday was a week, about seven o'clock, and asked if I knew any body that would buy a piece of velvet; it came into my head to carry it to Mr. Alefounder, a pawnbroker; I carried the piece, and told him there was an acquaintance at my house, that has got this velvet to dispose of, and I asked him 8 s. a yard; I said it was a very honest man; he offered 6 s. a yard; I said, I'll take it to him again, and if he is agreeable, I'll bring it again; I went and told the prisoner I was offered 6 s. 6 d. a yard for it; he said he gave that for it himself, but he wanted money; he agreed to take it; I went back again, and brought him the money.

James Alefounder. I live in Petticoat-lane; I believe this is the same velvet which I bought of Mrs. Moses, last Friday was se'nnight, for 6 s. a yard, and I sent it out by Jane Boulton, who sold it to Mr. Blaney, a publican, for 6 s. 6 d. a yard; I bought it for damaged goods by the colour. The next day I received a bill from Sir John Fielding, giving an account it was stolen; then I sent the woman that sold it, with the money back, and to bring the velvet again. I went and got an officer, and took up Mrs. Moses, and sent a letter to Sir John Fielding, to let him know I had bought it, and where it was, for the publican would not let the woman have it back again; he kept it, in order to have the two guineas reward; he went and made information to Sir John Fielding, and brought two men to my house to take charge of me; I sent for a neighbour; he passed his word as far as a thousand pounds, for my appearing the next morning.

Jane Boulton. Mr. Alefounder sent for me to sell this velvet for him; he employs me, when any goods are out of date, to sell them; I knowing Mr. Blaney was a taylor, carried it to him; he bid me 6 s. 6 d. a yard for it; I sold it him for

7 s. and brought the money to Mr. Alefounder, and at night he sent for me, and told me the velvet was stole, and sent me back with the money; but Mr. Blaney said he had disposed of it.

Mr. Blaney deposed to that of buying the velvet of the last evidence, as she had given account; and when he found it was stolen, he carried it to Sir John Fielding.

John Slack. I am a partner with Mr. Richardson; there was a piece of velvet taken off our counter; we missed it about seven or eight o'clock the next morning; I know nothing of the prisoner, nor how he came to take it.

Timothy Archey. I made a velvet waistcoat for the prisoner, of this sort of velvet, last Monday was se'nnight.

William Harris. The prisoner came to me on Salt-petre-bank, last Friday was a week, with this velvet, and asked me the name of it; I said it was Manchester velvet; he asked the price of it; I said I should not trouble myself about it, I should not buy it, because I knew the man.

Prisoner's defence.

I bought that velvet of a man that had several other things to sell. Guilty. T.

289. (L.) Thomas Dixon was indicted for stealing a linen handkerchief, value 12 d. the property of Francis Hammet, May 30. †

Francis Hammet. I was in Fenchurch-street last Saturday night, a little after nine o'clock, two men came by me; a gentleman called to me, and said, Capt. Hammet, a fellow has picked your pocket; I felt, and found my handkerchief was gone; he said, this fellow has got it, meaning the prisoner; he shewed it me; there was another person with the prisoner, he made off.

Thomas Cambridge. On Saturday night last I passed Captain Hammet, I saw the two lads behind him; I turned round, and saw the prisoner draw the handkerchief out of his pocket, and was going to convey it to the other; he seeing me observe him, threw it against the wall; I took it up, and called to the captain; I held the prisoner by the collar; the captain owned the handkerchief.

Prisoner's defence.

I never was nigh the gentleman; I am as innocent as the child unborn. Guilty. T.

290, 291. John Harris and William Saunders, were indicted for stealing 200 pounds weight of live eels, the property of James Penn, in a certain

A a a boat

boat on the river Thames, kept for preserving of fish, the property of William Cole, Esq; May 3. *

James Fenn. I sell fish by commission, for Mr. Cole of Ely; he sends me up eels, pike, and perch; I live by London-bridge water-works; we have a well-boat there all the year round, we call it a store-boat, with four wells in it; it lies always there, and they are locked down with great locks, and when any gentlemen or fishmonger want any fish, we supply them; sometimes we have two thousand weight of eels, sometimes seven or eight hundred jacks; as there is a demand in London I send word, and they send up what is wanted. On the 3d of May, between five and six in the morning, I went and found she was taken away from the great chain she was fastened to; she was found a little above Black-friars bridge, with every well broke open; she was brought to me on the Sunday morning about nine o'clock; I took out what eels were left, and ordered the boat to be mended. I think the four well hinges were taken off, and some of the staples drawn; I believe fish were taken out of every well; as nigh as we can guess, there were about 130 pounds of eels taken out; they were safe in the boat between nine and ten o'clock on Saturday night; we sold fish out of her from morning till dinner time that day; I went to Sir John Fielding, and asked the clerk what method I should take to find the people out: when I came home, I heard a young fellow named Elliot, in White-street, should say he saw two men with a large quantity of eels, about four or five o'clock on Sunday morning; I went to see for them, and met Harris on London-bridge (I had been told their names were Harris and Saunders; I was not sure Harris was one of them; I passed him, and went on to White-street, but did not meet with them: I took Harris on St. Margaret's-hill on the Tuesday; he openly confessed to me he filed the lock, while Saunders towed away with the boat; he owned they took the eels out, and hoped I would not send him to goal; I told him I would do him all the justice I could; he directed me to Saunders, and I took him in bed about two hours after, in Kent-street; Saunders confessed he helped to break open the wells, and take the eels, and some they sold, and some they gave away, and some they eat, they both confessed the same; I never got any of them again.

John Elliot. I saw the prisoner at Mr. Jones's, the Falcon in White-street, on the other side the water, on a Saturday night; they went out about twelve o'clock at night, and said they were going

to work (they were strangers to me.) On the Sunday morning they came into the room where I lay, between three and four o'clock, with a basket full of eels; I looked at them, and said they were Dutch eels; they said, no, they were river eels, and they caught them last night; I said, I imagine you have been foul on some Dutch boat's stern and cut them away; I said, I should be obliged to them for one for my breakfast; they gave me one, and I eat it; I told Mr. Fenn of it, and said, I did not believe they came honestly by them.

Edward Jones. The two prisoners lodged at my house, the Falcon in White-street; they used to tell my wife to call them up at eleven o'clock; they used to catch flounders. They went out on that Saturday night about twelve o'clock, and about five on the Sunday morning they came and knocked hard at the door; I went down and opened it; they had a long basket; they brought it in very heavy; I saw some eels in it.

Thomas Ward. I am a constable. Mr. Fenn desired I would go along with him to see if we could take the two prisoners; we took Harris; he acknowledged he and Saunders were concerned in taking the eels; he said they had taken away the well-boat, and towed her up to Black-friars bridge; he said there were two watermen, that they did not know with whom they left the boat; he desired we would go and take Saunders, saying he was to be found in Kent-street; we went to the house he mentioned, and took him out of bed; when we got him to Mr. Fenn's, he confessed the same as Harris had done.

Richard Bagshaw. I am servant to Mr. Fenn. In the evening between the 2d and 3d of May, the well-boat was taken from her moorings; when I found her the next day between eight and nine, her wells were broke open, the hinges were ripped from the well heads; there were eels taken out, but I know not by who; I found her just above Black-friars bridge, hauled in between two lighters and made fast.

William Harrop. I heard Harris say he filed the lock and broke the bulk head, while Saunders towed her up.

Harris's defence.

I know nothing of it; I bought the eels and paid for them, of a young man that was going to the salt water, and then I went to that house; the young man asked me to give him one, and I gave him one; after that I was going to Billingsgate to buy fish, and they took me up.

Saunders said nothing in his defence.

Harris

Harris called William Harris, Nathanael King, Charles Newman, William Hicks, William Robins, Thomas Feltham, William Heychurch, and Elizabeth More, who all gave him a good character. Both Guilty. T.

292. (L.) Joseph Phineas was indicted for stealing a silver cup, value 20 s. and a silver castor, value 10 s. the property of Naphtali Hart Meyers, and Moses Franks, May 20.

Naphtali Hart Meyers. The prisoner is a Jew. On Wednesday the 20th of May, the sexton of the great synagogue in Duke's-place came and informed me the silver cup and silver castor were missing; I and Moses Franks are the wardens of that synagogue; the cup and castor belonged to the service of the synagogue; they are used in certain benedictions there, and were kept in a drawer; upon the wardens being chosen, they have a list of the vestments and things given them from warden to warden: Mr. Franks and I have the custody and care of the synagogue; I told the sexton to keep it private, and we would go about the districts of Duke's-place, and inform all the pawnbrokers and people, and describe the things, and perhaps we may sooner come at a discovery; accordingly we let the pawnbrokers and old cloaths people know. On the Friday in the afternoon, I was sent for by Mr. Coleman in the Minories, I was there informed he had stopped a broken silver cup; he is a dealer in old cloaths; I described it before he took it out of his drawer; I described on paper a sketch of the foot (*the paper and cup produced, they agreed;*) he told me, the boy that brought it was to come the next day for a watch in exchange; he said he knew him, that he looked like a Jew barber's boy, and blinks with his eyes; I went and told the sexton, that Mr. Coleman looked upon the boy that brought it to be a Jew barber's boy; the sexton soon brought in the prisoner, upon which I sent for a peace officer and Mr. Coleman; Mr. Coleman said, he was the lad that brought it to him; the prisoner said, if I would shew him mercy, he would directly tell me where the castor was; I told him it was out of my power; the peace officer and he went out together, and brought the castor in; (*produced and deposed to.*)

Jacob Coleman. The prisoner came to my shop in the Minories on the 21st of May; he produced this cup, I weighed it and laid it by, and bid him call the next day; he did not think proper to come; I enquired among the Jews. The Saturday

after I went to the synagogue and described him there, and by the description I gave of him he was taken up.

Henry Mark. Mt. Myers sent for me, and gave me charge of the prisoner, for robbing the synagogue; he took me to the ruins in Poor Jury-lane, where they are building new houses, and took the castor out from among the rubbish; then I carried him before my Lord-Mayor, and he was committed.

Prisoner's defence.

Abraham Solomon delivered the things to me; he is since run away to Holland. Guilty. T.

293. (L.) William Lynn was indicted for stealing a linen apron, value 10d. the property of Martha Weston, spinster, May 4.

Martha Weston. I live with Mr. Pierce in Duck-lane; I have nothing more to say, but that the apron was my property; it hung behind the entry door. On the 4th of May betwixt five and six o'clock in the afternoon, a lad came and told my master a man had taken it; my master went out after the prisoner, and brought that and him back; (*produced and deposed to.*)

James Cox. I am fifteen years of age. There were two men, one of them came in and leaned over the ballusters, and took something and put it under his coat; I went and told my master; my master went and took hold of the prisoner; the prisoner dropped the apron behind him; the prisoner is one of the two men that I saw in our entry.

Thomas Pierce. On the 4th of May in the afternoon, I was drinking tea with my spouse; my boy came and said, a man had gone out with something; I ran out, and overtook the prisoner in three or four yards from the door; I went a little way behind them to hear what they said to each other; I tapped the prisoner on the shoulder, and said, friend, you have got something of mine there; he had his hands behind him under his coat; he swore a great oath, and shifted the apron out of one hand into the other; he then took his left hand out, then he swore again; I said, I will see what you have got; then he shifted it into his left hand by putting that behind him, and gave me a blow on my temple with his right; I said, for all that I will see what you have got; he went to give me another blow; I stooped down to save the blow, and caught hold of the string of the apron, and got it from under his coat; it went to the ground immediately.

Prisoner's

Prisoner's defence.

I was going up the lane about my business, this man came and laid hold of me, and said, you have been in my house; I said, you are wrong, and turned about and pushed him, I believe I might strike him; I did strike him when I got up to the top of the lane; I said, what do you mean by that; he raised a mob round me; I came along with him; he said, you stole an apron from me; I never saw it till before the Alderman.

He called *Anne Jacobs*, his own sister, *Sarah Preslow*, *Mary Maden*, and *William Dawson*, who gave him a good character. Guilty 6 d. W.

294. (M.) *Eliz. Turrey*, otherwise *M^{rs} Grath*, widow, was indicted for stealing ten linen handkerchiefs, value 20s. the property of *Deborah Sharplefs*; widow, privately in the shop of the said *Deborah*, May 14. †

Jane Sharplefs. *Deborah Sharplefs* is my mother; we live in *Hanway-street*, and keep a linen-dra- per's shop; the prisoner came to our shop the 14th of May, I never saw her before, there were two women with her; I missed a parcel of handkerchiefs before they went out of the shop; I insisted upon searching the prisoner; she got out of the shop and ran away; I called, stop thief; she was taken and brought back; I did not see her take them, but I saw her quilted petticoat up at the time I just missed them; she was taken before *Sir John Fielding*; she denied taking them; both the other women ran away also; I never saw the piece of handkerchiefs again.

Nicholas Steel. I was desired to go over to Mr. *Sharplefs's* shop; I went; I questioned the prisoner as to the theft; she denied it a considerable time; I said it would bring her to the *Old-Bailey*; she said, if she was to be hanged for it she would not tell an untruth; she told me *Mrs. Kelly* had run away with them, she was one of the women; I went in search of her, but could not find her.

Elizabeth Resd. I saw a man standing at a gate- way some time; the prisoner ran up a court by him, and dropped something; the man picked it up, and put it between his coat and waistcoat, and ran away with it; he turned to the right, and the prisoner to the left; I saw only her back part, but it was the same person I believe that was brought back.

Martba Pearce. I saw the woman at the bar run out of *Mrs. Sharplefs's* shop, and under the gate- way, and drop the handkerchiefs from under her cloaths, on her right hand side; they were some- thing white, and striped borders; she had like to

have dropped her cloak. I saw them taken up, but do not know by who; he turned to the right, and she to the left at the same time; *Mrs. Sharplefs* ran out of her shop, and cried, stop thief.

Q. to *Mrs. Sharplefs*. What sort of handkerchiefs were they?

Mrs. Sharplefs. They were striped borders kenting, folded up, not in paper.

Prisoner's defence.

I was going out and met an acquaintance, a market woman; she said she had been hiring a girl in *Tottenham Court-road*; she said she wanted to buy her a handkerchief; I went into the shop with her, but never touched a handkerchief; as I was going out at the door, she said I had dropped something; I went down the street; I did not see the woman my acquaintance coming after me. I came back again, then they said I had taken the handkerchiefs, and a young woman said she saw a man take them up.

She called *Eliz. Beaumont* of *Paul's-wharf*, who had known her 20 years, *Mary Gibson* of *Long-lane 16*, *Catharine Sheridan* of *Poppin's-alley four*, and *Elizabeth Gambling* three or four; who said she worked hard in selling fruit about the streets, and was very honest. Guilty 4s. 10d. T.

295. (M.) *Philip Whittingford* was indicted for stealing two brass cocks, weight 60 pounds, value 30s. the property of *Matthew Yandle*, May 16. †

Matthew Yandle. I have a place at *Hoxton*, a printing-shop and dye-house; I left it, and went to *Wandsworth*, and left the keys with Mr. *Brickinshire*, about a fortnight ago; I had word some- body had got into my dye-house, and cut some of the coppers and cocks; I went, and found the coppers had been cut, so that they must be made use of as old copper, and the cocks cut off.

George Brickinshire. I live at *Hoxton*, and am a brickmaker; last Saturday was a fortnight, in the afternoon, I was paying my men, and *Denham* that works for me, came and said, there are two men cutting the coppers with a hatchet; I took some of my men, and went in order to catch them; when we came to the end of the garden, one of the boys said, the men are run away; we set out after them round the field, and one of them had hid himself in a ditch of water, that was the evidence; he was asked, what he wanted there; he said he was a bird's-nesting; I took him before *Justice Palmer*; there *Denham* swore he was one of them; then he confessed all the fact; his name is *Gregory*.

John Denham. I looked through a hole in the dye-house, and saw the prisoner and evidence knocking at the copper; I said, halloo; they said the same; they opened the door and ran away; I ran and told Mr. Brickinshire of them.

Edward Gregory. The prisoner was along with me at the place where these things were cut off, in order to carry away to sell; we knocked the cocks off with the poker, which was in the dye-house.

Prisoner's defence.

Gregory did it all himself, and said, if I did not help him to get a good load, he would knock me down with the poker: I was in the copper at the time he was knocking it; I never was concerned in my life before I was with him; he said he had got so good a friend, that would save him, let him do what he will; he called me out of my house to go with him. Guilty. T.

(M.) He was a second time indicted for stealing 140 pounds weight of lead, value 12 s. the property of Matthew Yandle, being fixed to a certain brick building, belonging to the said Matthew, May 16. †

This fact was committed at the same time the other was, being the lead that was placed round the coppers, &c. Guilty. T.

296. (M.) *Josiah Wharfe* was indicted for that he, on the 1st of May, about the hour of twelve in the night, the dwelling-house of John Bouvillia did break and enter, and stealing ten pair of silk stockings, value 3 l. one pair of shoe-buckles, value 5 s. one hat, value 10 s. and a silver cream-pot, value 10 s. the property of the said John.

John Bouvillia. I live in New Bond-street; on the first of May, at night, my house was broke open; I went to bed over night between eleven and twelve, all the house was safe at that time; I came down at six in the morning; I found some letters, and eight pair of silk stockings lying on a table in the parlour; they were not there over night; I missed about ten or twelve pair of silk stockings; I found the cupboard open; the kitchen-door the hinges were broke; this opens to the stair-case. I perceived nothing broke, so as to let any body into the house; I do not charge the prisoner with breaking into the house; there was somebody concealed in the kitchen, as I imagine; I suppose he got out by opening the street door, that was bolted when I went to bed; but in the morning it was only on the spring-lock, unbolted, and the bar off; I missed my silver buckles out of my shoes, a silver

cream-pot, and a hat, all out of the parlour; the next day I went to Justice Fielding, and got it advertised; Martha Richards brought some of the things to Sir John's; I saw her there about five or six days after I lost them, as near as I can tell; (*the cream-pot and some stockings produced in court.*) I know the cream pot to be mine, and the five pair of stockings I believe to be mine, but I will not swear to them; they are the same sort as I lost; I saw the prisoner at Sir John Fielding's; I saw them take this hat (*produced in court*) my property, from off his head.

Q. Did you know the prisoner before?

Bouvillia. Yes, he was a servant to Mrs. Oliver; he had lived in our house, and left it about two months.

Q. Was he at your house that day, do you know?

Bouvillia. Not as I know of; the prisoner confessed before Sir John, that he had taken the stockings; because I would not swear to the stockings, Sir John asked him where he had them; he said he had taken them from me.

Martha Richards. I live at Pancras; the prisoner brought this cream-pot to my house the 2d of May, in the morning, about five o'clock; he brought a bundle of other things, and in it was this pot; he desired to leave the bundle with me; he left it, and went away; he came back in about an hour afterwards; he sat down and breakfasted with me; then he opened the bundle, and said, his lady would be extremely angry with him for opening the things; in it I saw the cream-pot and nine pair of silk stockings; he said he must have the smallest pair away with him; he took away one pair, and left the other for me to take care of for him; he said he came from Salt-hill; he came again on the Monday, and fetched away two pair of stockings, and on the Tuesday two pair more; and on the Thursday he came again, and fetched the other things; he put the cream-pot in his pocket; it made such a bundle, he took it out, and left it with me; after that, I was told there was such a cream-pot advertised; then I went and carried it to Sir John Fielding.

Q. How came he to come to your house?

M. Richards. I had but little knowledge of him; he might come to my house to breakfast, as other people do.

John Brooks. My master is a pawbroker, at the corner of the Bull and Gate inn, Holbourn; the prisoner brought these silver buckles, (*produced and depofed to*) on the 2d of May; he wanted 5 s. 3 d. on them; we let him have it, and the 4th he brought a pair of stockings.

B b b

Thomas,

Thomas Naff. I am a pawnbroker's servant; the prisoner brought a pair of silk stockings on the 5th of May; (produced and deposited to.)

William Halliburton. I was at the taking the prisoner; this hat he had upon his head; he was taken at Mrs. Richards's house; I think he was taken the 12th of May; we took him before Sir John; he owned there he had taken the cream-pot, and owned he had taken the stockings, and where they were to be found.

John Heley. I took the prisoner; he had this hat on his head; I heard him say he had stole these things, and he gave me directions where to find the stockings.

Prisoner's defence.

I have nothing to say for myself; it is the first offence I ever was guilty of; I hope the Court will be merciful. Guilty of stealing, but not of the burglary.

(M.) He was a second time indicted for breaking the dwelling-house of Jane Oliver, widow, on the 11th of May, in the night time, and stealing two cloth coats, value 20 s. six china dishes, value 6 s. six china plates, and one china bowl, the property of the said Jane.

William Hollings. Mrs. Oliver lives at Isleworth; she had lodgings at Mr. Bouvill's; the prisoner had left her service before the 11th of May, and I had lived with her about six weeks; I found the sash of the fore parlour about half a yard up on the 12th of May, which was down over night; that window opens into the garden.

Q. What time did you first see it?

Hollings. It was sometime near dinner-time; we missed half a dozen desert china plates, half a dozen china dishes, and a china punch-bowl; they were all in the parlour over night; that parlour was not used in common, it was a kind of a store-room; I looked out at the window, and saw a pair of steps.

Q. Was the window shutters bolted over night?

Hollings. No, they were not; I will not be sure they were put too, and there was no fastening to the sash; I saw the things again at Sir John Fielding's, I believe the next day; they are the same pattern; (produced in court) I heard the prisoner say he took them out of Mrs. Oliver's house.

Thomas Bird. I was Mrs. Oliver's coachman; she came and told us she had lost some things out of her parlour, between nine and ten the next morning. I went to the coach, and missed two great coats that I had left on the box over night in the coach house; the doors were not fast.

Martha Richards. The prisoner came to my house between six and seven again, with the china in a basket, then he was taken; this was on the 12th of May; this looks like the same china.

William Halliburton. We were waiting at Mrs. Richards's for the prisoner's coming that morning; between six and seven o'clock he came in with the china; I heard him own before Sir John Fielding, that he took the things from Mrs. Oliver's.

Prisoner's defence.

I own I was guilty of taking the two coats from off the coach, and the china out of the little room at the window. Guilty of stealing the goods only.

(M.) He was a third time indicted, for that he, on the 18th of April, the dwelling-house of Jane Oliver did break and enter, and stealing two cloth furtout coats, value 10 s. one other cloth coat, value 15 s. two men's hats, edged with silver lace, and a pair of shag breeches, the property of the said Jane; one other cloth coat, value 5 s. and one waistcoat, the property of John Adams, in the dwelling-house of the said Jane.

John Adams. I lived with Mrs. Oliver. On the 18th of April, when I came down, about six in the morning, or a little after, I missed a shirt from off the dresser in the kitchen, which I had put there over night; I found the door that goes out of the house into the garden open; I went out, and found a great ladder up against the side of the house; it stood up against a cistern, and the window above the cistern was open. I observed the print of a man's foot at the foot of the ladder; I went up stairs, and missed a coat, waistcoat, and hat from the room over the kitchen, where the sash window was open that looks into the cistern; I had put them into that room but two or three days before; there were three of my mistress's coats, that is, servants coats, missing out of the room; the prisoner had lived most of his time he lived with my mistress in that house, at the same time she lodged in Bond-street she lived there, at Isleworth; there were two silver-laced hats lost out of the kitchen below stairs; we left no candle in the kitchen when we went to bed, but I found a candle had been cut in the night; it was left on the table in the kitchen, and had been burnt about half out; I came directly to Sir John Fielding, and he ordered out hand-bills, and had the things advertised: I saw some of my cloaths about two days after at Sir John Fielding's, two livery coats and three hats, a coat and waistcoat; when the prisoner was taken up, he owned he had taken my cloaths that were in the room with the others.

Q. Did

Q Did he mention how he came into the house?

Adams. I did not hear him mention that.

Thomas Bird. I was servant to Mrs. Oliver at this time; I saw a chair standing by the fire before six o'clock, the contrary way from what they were over night; then I went and opened the back door that goes into the garden; then I came back into the kitchen, and found about a pound or a pound and a half of butter gone, and a knife lying by the butter, and a candle standing on the table in the back kitchen; it had been lighted; I found the back kitchen door had been unbolted that leads into the yard.

Q Could you go into the street from that yard?

Bird. We could; then my fellow-servant came to me, and said somebody had been in the house; then I went into the yard, and saw the ladder stand; we came in, and went up stairs, and missed the cloaths; the window of the room was open.

Q Do you know whether that window was fast over night?

Bird. I was up in that room about four o'clock in the afternoon, and it was fast then; there were some table-linen that had been in a basket over night was laid out upon the dresser; I know we carried away all the bits of candle when we went to bed, and I know there was neither candle nor candlestick in the back kitchen over night; what we found there was a whole candle burnt half out.

Q Is it light enough to see any thing in that kitchen in the day-time?

Bird. Yes, it is; there are windows, but no shutters to them; I heard the prisoner, before Sir John Fielding, own he took the things; and when he was in prison, he gave me a note of the place where the coat and waistcoat were pawned.

Margaret Tunbridge. I keep an old cloaths shop in Rosemary-lane. On Easter Monday, about 12 o'clock, the prisoner came by with two bundles; some of these livery cloaths were hanging out; I asked him, if he had any thing to sell; he said, yes, but may be they will not suit you, they are nothing but livery cloaths; he came in and shewed me three hats; there were brown cloaths lay under the hats; he said they were his own cloaths, and he must get them done up against he went to his new place; I think he said he lived at the Duke of Bolton's, and that these were his livery; he said he had lived there nine months; I said, I think these cloaths are too big for you; he said, yes, they were wore before he had them by another servant. I took up a hat, and said, that is

too big for you; he said it was, but the band would take it in; I bought the cloaths, and had not sat down five minutes before Mr. Fielding's man brought the bills of their being stolen; then I was advised to carry the cloaths to Sir John Fielding; I went with them, and described the man that brought them; (*produced and deposed to.*)

John Brooks. The 20th of April, some time in the afternoon, the prisoner pledged this brown coat and waistcoat at our house.

Prisoner's defence.

I own concealing myself in the house, and carrying the things away. Guilty. *Death.*

297, 298. (*M.*) *Samuel Marks* and *John Rider*, were indicted for stealing a rabbit plane, value 18 d. a pilaster plane, value 1 s. a dovetail saw, value 5 s. a trying plane, value 18 d. and a bead plane, value 12 d. the property of *Abfalom Hughes*, May 8. *

Abfalom Hughes. I am a carpenter and joiner, so are the prisoners. I live in Chesterfield-street; I lost the tools mentioned in the indictment (*mentioning them*) out of the house where I was at work, some time on the 8th of May in the night; the prisoners had worked for me about a week or nine days before, and I found them all again but the dovetail saw, where the prisoners were at work, about nine days after; *Rider* said he knew nothing of the taking them; *Marks* took me to the place where the dovetail saw was pawned, and I got that again; (*the tools produced and deposed to.*)

Thomas Sutton. I am a pawnbroker in Oxford-road. My mistress took in the saw; I delivered it to *Hughes*; I was not present when she took it in, she is not here.

Marks's defence.

I was articled with *Mr. Davis* and *Mr. Hughes*, and they were to find me in tools; and work ran short, and *Mr. Davis* gave me leave to go out and get a job, and I took them tools to do my work with.

Prosecutor. I did not know he had any thing to do with the tools after he was gone from us; when he worked with us, we agreed to let him have tools if he got a job.

John Davis. *Hughes* is my partner; *Marks* was my apprentice; he had been bound to me about three quarters of a year; I have been partner with *Hughes* a little better than 12 months; *Hughes* and I agreed to find *Marks* in tools; there was a difference between *Hughes* and I, and we agreed to let him look out for a job for himself, till we were settled again; sometimes he came and had

my tools, and sometimes my partner's; Hughes was as liable to find him tools as I was, he gave him free consent as well as I did. Both Acquitted.

299. (M.) Daniel D. Daniel was indicted for stealing twelve yards of woollen cloth, value 4l. the property of William Philips, June 2. *

William Martin. I am shopman to Mr. Philips, a woollen draper in Bear-street. Last Tuesday about five in the afternoon, I was stooping down to get some chips to light the fire; when I looked up I saw the prisoner at the door going out, I did not see him come in; thinking he had taken something from the shop, I missed a piece of cloth from the counter; I followed him, and saw him with it under his arm; he ran, and I after him, and called, stop thief; he ran round into the next street, there he dropped the piece; I took it up: the mob ran after him and caught him, and brought him back to our shop. I asked him how he could go to do such a thing; he seemed very much in liquor. (The cloth produced and deposited to)

William Caddy. I live facing Mr. Philips's. I saw the prisoner with the cloth under his arm, walking as fast as he could walk; the evidence came after him, and called stop thief; he then ran, and I ran after him; he dropped the cloth; Mr. Martin took that up; I followed the prisoner; he was stopped; I went up to him, he seemed very full of liquor; we brought him back, and he was committed.

Prisoner's defence.

I am ignorant of the crime laid to my charge. I happened of a friend that came from Scotland; I went to an alehouse with him and drank, and sometime after I was in prison, I did not know what was come to me. I am a soldier in the 3d regiment of guards.

To his character.

James Earle. The prisoner has a very good character as a soldier, as clean a man as any in the company. I know nothing as to his honesty.

Q. to Caddy. Was the soldier in his soldier's dress?

Caddy. He was not, he was dressed as he is now.

Samuel Morris. The prisoner lodged with me nine months; he is a quiet hard working man in any labouring work; he had been drinking vastly that day; I never heard any thing to his dishonesty.

Catharine Coffel. I have known him fix or eight

months; I never was more surprized in my life, than when I heard of this unfortunate affair; I am sure it was owing to liquor. Guilty. T.

300. (M) Mary, wife of John Smith, was indicted for stealing a pair of worsted stockings, value 2s. one half guinea, one nine shilling piece, seven quarter guineas, and 20s. in money numbered, the property of Elias Jeggot, March 9. *

Frances Jeggot. I am wife to Elias Jeggot; Smith the prisoner and I, were both neighbours in the almshouses in Spitalfields; I have a husband that lives with another woman; the prisoner had pawned her husband's shirt and her boy's shirt, and her husband swore he would kill her, and I let her lie along with me; this was about a month before I lost my money; the stockings were taken out of my work-basket, but I do not know the exact time; I saw her take them, but did not ask her for them again, for fear her husband should overhear us, as he had said he would murder her; I never saw them since; I lost one half guinea, one nine shilling piece, seven quarter guineas, six half crowns, and a crown piece, on the 9th of March, about eight or nine at night; I unhappily fell asleep, and cannot tell how long I slept; I was sitting in a chair.

Q. Was you drunk or sober?

F. Jeggot. I was sober.

Q. Who was in the room when you went to sleep?

F. Jeggot. My husband was.

Q. Was the prisoner in the room?

F. Jeggot. No, she was not; my money was in my pocket, and my pocket by my side; when I awaked, I missed my money directly; then the prisoner was in the room and my husband was gone; I asked her where my money was gone; she said my husband had got it; I went to see for him, and was almost murdered in going after him; I never got my money again.

Q. Did you ask your husband about it?

F. Jeggot. Yes; he said he had not 50s. of it; he said Mrs. Smith laid it before him, and said he was a d—d fool if he did not take it all. The prisoner d—d me to my face, and said she had part of the money, and if it was to be done again she would do it.

Prisoner's defence.

I had been at work; I never saw the money no more than I see it this instant; this woman was much in liquor; I was called in; she lay in an indecent

ndecent manner, not fit to be mentioned. Acquitted.

301. (L.) William Daddley was indicted for stealing a hempen rope called a cable, containing 70 yards, value 40s. the property of Richard Dixon and John Spencer. †

Francis Smith. I am employed under Richard Dixon and John Spencer, they are carpenters belonging to Black-friars bridge; we having lost a great deal of rope at the works there, I got a warrant from Sir John Fielding, and had it backed by my Lord-Mayor; I took the prisoner up upon suspicion, and he was committed to the Compter; some cable was taken away on the 26th or 27th of February last, about seventy yards of it; I went to him after he was in the Compter, and asked him whether he knew any thing of the rope; he said, yes, he had taken some away, and had sold it to William Joyner at King James's-stairs, Wapping, and owned it was the very cable we lost at that time; we got a search-warrant and went there, but found none there that I could swear to.

Q. Whose property was that rope?

Smith. It was the property of Messrs. Dixon and Spencer; the prisoner said it weighed 300 and a half weight.

Nicholas Love. I am a mason, the foreman to the bridge; I was with the prisoner when before my Lord-Mayor, there he confessed he had taken the rope.

Prisoner's defence.

Richard Coe * came to me and asked me to go along with him; he took me to the place and took the rope, and carried it down to King James's-stairs, and sold it. Guilty. T.

302. (L.) Anne, wife of Joseph Clark, was indicted for stealing four linen gowns, two silk gowns, a silk petticoat, and two dimity petticoats, in all to the amount of 39s. the property of Daniel de Caaflo, May 15. †

Daniel de Caaflo. The prisoner was my servant. On the 15th of last May at night, she went up to go to bed; she called out the staple of her door was broke; I went and looked, and found the staple was quite out; there was a trunk my property in her room; I had it brought into my chamber, thinking it not secure as the staple was out; I examined it, and found the things mentioned in the indictment were missing; the hinges of the trunk were taken off.

Q. Did you find it locked or open?

Caaflo. I found it locked; I called and told her

* See Coe, N^o 279.

I missed four linen gowns, two silk ones, a silk petticoat, and two dimity ones; I said, I beg if you have concealed them in any place, or pawned them, I will not prosecute you if will confess; she went down on her knees, and said, she knew nothing of them; I said, I would charge a constable with her; she said, so I might; I sent for one; when he came, both he and I begged of her to declare the truth; she would not, and went on her knees again, and swore she knew nothing of them; I then charged the constable with her on suspicion of the robbery, and she was carried to the Compter. The next morning the constable came and told me he had all my things; then I went and took her before my Lord-Mayor; there she owned she had taken them, and said she was sorry for it.

Thomas Street. I am a constable. I had charge of the prisoner. One of our watchmen came about four o'clock in the morning, and said there were some things lodged in a room, over the room he lodged in; I went there, and found all the things mentioned; I carried her to the Compter, and the next morning she owned she had taken them, and said she was not the first that had been guilty of felony.

Sarah Sparks. The prisoner is a countrywoman of mine, from Woolverhampton in Staffordshire; she told me she was coming out of her place; she brought these things when I was not at home, and left them in the watchman's room, named Ford, and when I came home I took them into my room.

Walter Ford. I am a watchman belonging to Aldgate ward; when I came home that morning, I was informed there were some things left in my room for this last witness; when she came home, my wife bid her take them into her room; hearing of this affair, I mentioned the things to the constable.

Prisoner's defence.

I have had so much trouble with my husband, that I am hardly sensible of what I do; he uses me very ill.

To her character.

Mary Delare. The prisoner lived with my mother very near twelve months; she went from our service about half a year ago; she was a very honest sober person.

Q. Where did she marry from?

M. Delare. I do not know.

Matthias Marshall. I have known her 14 years.

Q. Is she a married woman?

Marshall. She has been married about five or six months I believe.

C c c

Q. What

Q. What is her husband ?

Marshall. He is a seafaring man ; I never saw him but once, that was the day he married her.

Q. Do you live near her ?

Marshall. I do.

Q. Do you know any thing of his ill-treating her ?

Marshall. No, I do not ; she sometimes is very foolish.

Q. In what ?

Marshall. In regard to her speeches, in not knowing what she is going about.

Q. Where do you live ?

Marshall. I live in Cock-lane, Shoreditch ; she lived in the same place when she was out of place.

Q. How long has the prisoner ever lived there at a time ?

Marshall. She has lived there a week or a fortnight at a time, and she was in my apartment at times ; she lived chiefly at public-houses.

Q. If she had wanted money, should you have been willing to lend her any ?

Marshall. I cannot say whether I should or not.

Q. Why, for what reason ?

Marshall. Because it was not in her power to have paid me again.

Q. Have you no other reason ?

Marshall. No.

Q. to prosecutor. Did she come to you as a married woman ?

Prosecutor. She told me she was married ?

Q. Did you trust her in common about your house, how was she as to understanding ?

Prosecutor. She had the care of a child four or five months old, and took a great deal of care of it.

Q. How long did she live at your house ?

Prosecutor. About two months and a half. Guilty. T.

303. (L.) Michael Toymick was indicted for stealing twelve painting-brushes, value 5 s. the property of Margaret Grant, widow, May 6. +

Margaret Grant. I keep a brush-maker's shop. On Wednesday the 6th of May, about three or four in the afternoon, the prisoner came into my shop, I had used to buy thrums of him ; he asked me if I wanted any thrums ; (we use them in our business ;) after he was gone, we missed twelve painting brushes ; they were brought home afterwards by Mr. Welbank.

William Welbank. I keep a turner's shop. On Wednesday the 6th of May, in the evening, the prisoner came to me, and asked me if I would

buy a dozen of brushes ; he asked half a crown for them ; I thought that was much under the value ; I decoyed him within doors, by telling him I would send for a neighbour, to know whether they were worth the money. I asked him how he came by them ; he said, he had them of one Mr. Moor, in Mark-lane, in exchange for thrums. I was going to send for Mr. Moor, but the prisoner desired me not to send for him ; soon after, he said he found them by London-bridge, and after that, he said by Westminster-bridge ; he seemed to be poor, and out of compassion I did not take him up ; I sent my boy to watch where he lived ; then by enquiring, I found the brushes belonged to Mrs. Grant.

John Trigg. These brushes (produced in court) were brought to me by Mr. Welbank's boy ; I am sure they are Mrs. Grant's brushes ; I marked them myself when they came from the maker, and fixed the price upon them.

Welbank. I am sure these are the brushes the prisoner offered to me to sell.

Prisoner's defence.

I found these brushes in Charles street, Westminster ; I did offer to sell them to Mr. Welbank ; I asked too low a price ; as they cost me nothing, I could afford to sell them cheap ; I told him I had found them.

To his character.

James Bagnell. I once was clerk to Mr. Goodchild ; I had the management of a factory in the country where the prisoner worked ; I never heard any thing alleged against him in my life.

Q. How long is that ago ?

Bagnell. That is about fifteen years ago ; I have known him since ; I never heard any thing against him in my life.

John Carey. I have known him about eighteen months ; I never heard any thing laid to his charge.

James Braddock. The prisoner has been a lodger of mine a year and three quarters ; he is by trade a weaver, and a very hard-working man. I know of no ill by him.

Q. What does he get a week ?

Braddock. He buys thrums of master weavers, and by that and his wages he and his family can get 15 or 16 s. a week. Guilty 10 d. T.

304. (L.) Thomas Smith was indicted for stealing two quartern loaves, value 10 d. the property of James Rutherford, May 16. *

James Rutherford. I am a baker, and live in Cannon-street. On the 16th of May, my apprentice Charles Steward, brought the prisoner to my house,

house, and said he had stolen two quartern loaves out of his basket; the prisoner had the two loaves, and he delivered them into my hands; he confessed he had taken them, and offered to pay me for them if I would let him go, and took out of his pocket two or three shillings.

Charles Steward. On Saturday the 16th of May, I was serving my customers, as usual; I pitched my basket in Lawrence Poultny-lane, about two o'clock, and went to deliver two threepenny loaves, not out of sight of my basket; I saw the prisoner take two quartern loaves out of my basket; he put them under his arm and ran away with them, and I ran after him, and overtook him in Birchin-lane; I took hold of his arm, and desired him to come and put the bread where he had taken it from; he seemed very much surprized, and said he was going to serve his customers; I desired him again to come and put the bread where he found it; he took some silver out of his pocket, and offered to pay for the loaves, and asked how much they came to; I refused the money, and said, I did not want to be paid; then he offered me the bread again, and I refused it; there were two young men who made him bring them along with me to my master's house.

Q. What money did he produce?

Steward. He pulled out two or three shillings, and a fixpence or two; my master charged a constable with him, and took him before my Lord-Mayor.

Prisoner's defence.

I had been ailing a long time of the ague and fever, and I took two loaves out of the basket; I was almost starving, and the prosecutor was so good to give me one of the loaves.

Q. to prosecutor. Did you give the prisoner any bread?

Prosecutor. I did, after he was committed; he asked me for one, and I gave him one. I should not have given the Court this trouble, only within about six weeks I have lost twenty-two quartern loaves. Guilty. T.

See him on evidence against Christopher Lare, No. 179, in this Mayoralty, for stealing four quartern loaves.

305. (L.) James Elements was indicted for stealing a linen handkerchief, value 6d. the property of Peter Smith, May 12. *

Peter Smith. On the 12th of May, between eight and nine in the evening, I was going down Snow-hill; at the bottom of the hill I heard somebody call, *You Sir, in the whitish coat!* I stopped; a man came to me, and said, your pocket is pick-

ed; he said, turn back, the pickpocket is in custody, and the handkerchief is upon him; I turned back, and saw the prisoner in the hands of Mr. Holmes, and my handkerchief; the prisoner begged I would forgive him; (*the handkerchief produced and depoted to.*)

Jasper Holmes. On the 12th of May, about nine in the evening, I was coming from the King's Arms, at Holbourn-bridge; I saw the prisoner draw this handkerchief out of the prosecutor's right-hand pocket; I was crossing the way, not above four yards from him; I laid hold of his hand with the handkerchief in it, and called to the young man; he came and owned it.

Prisoner's defence.

Coming down Snow-hill, there were two or three other people walking by the gentleman; the handkerchief came flump against my apron, and I picked it up, and that man got hold of me, and said he saw me take it out of the gentleman's pocket. Guilty. T.

306. (L.) William Doyle was indicted for stealing a mahogany tea-chest, value 3 s. one tea-cannister, and a quarter of a pound of tea, value 2 s. the property of Thomas Houghton, May 7. *

Mrs. Houghton. I am wife to Thomas Houghton, we live in Foster-lane; I lost a tea-chest, with a single cannister full of green tea in it, from out of our parlour, on the seventh of May, between eleven and twelve at noon. I have a shop at the Change, and my apprentice came and told me of it; after that, it was advertised in the Saturday's paper, and a gentleman came and informed me about it; he had before heard we had lost it; I sent our boy to the constable's house where it was to be seen. The constable came to me on the Sunday morning; I told him if it was mine, it had a single cannister in it, and described it.

Q. Did you know the prisoner before?

Mrs. Houghton. I have seen him before, but I know nothing of him.

Daniel Waldron. I live in Basinghall-street. On the 7th of May, about twelve o'clock in the day, I found the prisoner in my parlour, he had this tea-chest in his hand; I asked him what business he had there; he said he was an apprentice to a cabinet-maker, and he brought it for one Mrs. Walters, and that he came from one Mr. Walters in Foster-lane; he told me a great number of lies; the street-door being open, I stopped him, and sent a person to Foster-lane, to know if there was any such person, but found there was not. He

was

was taken before the sitting Alderman; there he said it belonged to one Mrs. Swift; there was one of that name sent for, but she said she knew nothing of the chest or him either; we advertised the chest on the Saturday, and Mrs. Houghton came and owned it on the Monday; (*produced and deposed to*.)

Prisoner's defence.

I went up to a young fellow that was in the hospital, he asked me to drink; we drank about five or six pints; coming home to my father's in Coleman-street, when I got into Lothbury, a man met me, and asked whether I knew Basinghall-street; I said, that is it before me; we went into a place by Guildhall; said he, my lad, I should be glad if you will take this tea-chest till I go to enquire for the people I am to carry it to, that is one Mrs. Walters, but I do not know the house; I went into Basinghall-street, and asked several people if they knew Mrs. Walters; I went into that gentleman's house, and asked for Mrs. Walters; the man said, no such person lives here, what business have you in the entry; I said, I did not come for any harm, I want to find Mrs. Walters, because a gentleman left this chest in my care.

Waldron. He had been up to my bureau, I could see the marks of his feet.

Prisoner. That was made by a dog belonging to one Mr. Wicks; I did live in Lothbury; I did live at the City Arms, and Mansion-house ale-houses; my father-in-law is a sailor, and my mother is a cook. Guilty. T.

307. (L.) Richard Spindler was indicted for stealing a linen handkerchief, value 10d. the property of Thomas Bentley, May 18. *

Thomas Bentley. On the 18th of May, about half an hour past nine at night, a lady came behind me; she asked me if I had not lost my handkerchief; I found I had; we went a little on before I thought to turn back; my acquaintance that was with me said, you may as well go back; the gentlewoman pointed to the prisoner, and said, that was the man; we went and took him to the watch-house, and gave the constable charge of him; he was searched, and the handkerchief found upon him; (*produced and deposed to*.)

Q. Did you see the prisoner near you?

Bentley. No, I do not remember I did.

George Pennock. I was the constable of the night; the prosecutor brought the prisoner to me at the watch-house, and charged him with picking his pocket of his handkerchief; I asked him if he had seen it since; he said, no; I ordered a watchman to search him, and this handkerchief was found in his pocket.

Sarah Percival. I saw Mr. Bentley coming down Holbourn, on the 18th of May at night; there was the prisoner and another at his pocket; I saw the prisoner take a handkerchief out of his pocket; I stepped to him and informed him of it. I have seen the prisoner and other persons, pick many gentlemen's pockets this last winter.

Prisoner's defence.

I drank a pint of purl at the Three Tuns, and coming up Snow-hill, I saw the handkerchief lying on the ground; I took it up and put it in my pocket.

Prosecutor. When the prisoner was examined before the Alderman, he said he was guilty. Guilty. T.

* * The last Part of these Proceedings will be Published in a few Days.

THE WHOLE
P R O C E E D I N G S

ON THE
K I N G ' s C O M M I S S I O N S of the P E A C E,
O Y E R, and T E R M I N E R, and G O A L D E L I V E R Y

F O R T H E
C I T Y of L O N D O N;

And also the

G O A L D E L I V E R Y
F O R T H E
C O U N T Y of M I D D L E S E X,

H E L D A T

J U S T I C E - H A L L in the O L D - B A I L E Y,

On *Wednesday* the 3d, *Thursday* the 4th, *Friday* the 5th, and *Saturday* the 6th;
of J U N E.

In the Seventh Year of His M A J E S T Y ' s R e i g n.

Being the Fifth S E S S I O N S in the M A Y O R A L T Y of

T H E R I G H T H O N O U R A B L E

S I R R O B E R T K I T E, K N T.

L O R D - M A Y O R of the C I T Y of L O N D O N.

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THE WHOLE
P R O C E E D I N G S
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

308. (L.) **J**ames Mann was indicted for stealing a woollen cloth cushion, belonging to the inside of a coach, called a coach-seat, value 10 s. the property of Joseph Salvatore, Esq; May 16. *

James Robinson. I am coachman to Mr. Salvatore; I saw the cushion after eight o'clock, and before ten it was missing; it was advertised a guinea reward, and it was brought home the Tuesday following, being the 19th, by Hugh Riley; (*produced and deposed to.*)

Hugh Riley. I am a watchman in St. Andrew's parish, my beat goes as far as Union-court; I went in there at the hour of two, there was no body in the court then; I went there again at half an hour after two, this was on the Sunday morning; there lay the prisoner on this cushion in the court, at the farther end, it is opposite St. Andrew's church; I asked him what business he had there, and what he had got with him; he said, what is that to you, you impudent dog, what business have you to examine me; I'll mark you. I said, I'll see what you have got, or I'll hand you to the watch-house; I took him over to the watch-house; said he, you dog, I make such things as these, I had it to bind round; when he was at Guildhall he said he found it.

Mr. Wellings. I live in Camomile-street. On Monday Mr. Salvatore sent me word he had lost one of his coach-seats, and ordered me to advertise a guinea reward, for that and the man that stole it; the next day I was informed the prisoner had been before the sitting Alderman; I went to meet him; there I saw the seat, which, by comparing it with the other, I believe to be the property of Mr. Salvatore; I mean by the quilting, colour, and every particular.

Q. What did the prisoner say when he was charged with it?

Wellings. He said he found it.

Prisoner's defence.

I found it between ten and eleven o'clock that night, in the street; I lay down upon it, till the watchman came and awaked me; he said, what do you do here at this time of the night; I said, I shall do no harm; he said, what have you got there; I said, what I found, it is a cushion; then he said, I'll take you and the cushion up, to know who it belongs to. Guilty. T.

309. (M) John Ainte was indicted for stealing 100 yards of gold lace, value 5 l. half a yard of silk damask, value 12 d. one yard of dimity, and two yards of stuff for breeches, the property of James Campbell and Robert Douglas, May 13. *

Robert Douglas. I and James Campbell are partners; we live in Castle street, Leicester-fields, we are taylors; the prisoner was my partner's apprentice. On Monday morning the 11th of May, going to open my drawer in my cutting-room, I missed a considerable quantity of things; the drawer which we always keep locked I found open, that is unlocked; I missed a great deal of gold lace, near 100 yards; I am positive to 50 yards in one parcel.

Q. What servants do you keep that have access to that room?

Douglas. I have a foreman and clerk, who are both entrusted with the keys of this cutting-room, but nobody keeps the key of the drawer where the gold lace is but myself; I was at a loss who to accuse; upon hearing many stories of my apprentice's extravagancies, I had a mistrust of him. On the Wednesday morning the foreman, named James Campbell, and John Boulton, the clerk, were both in the cutting-room with me; I told them of the lace being gone, and that I suspected the apprentice; we agreed to go up stairs to search his room; we went up about ten in the morning; the

the door was locked, I got it open; after some considerable search about his bed, there was a bureau in the room, where was no lock; in one of the drawers the foreman found a piece of silk damask and a piece of dimity, which I know to be our property; we searched farther; the clerk looking behind the bureau, where was a fire-place, against which was a board put up between the chimney and bureau, the clerk saw the end of a Morocco sword-belt; we removed the bureau; there lay a sword with a Morocco belt to it, a gold-laced hat, and a bundle; we took and opened the bundle; there we found the gold lace, the whole of what I missed.

Q. How long had you missed it?

Douglas. I missed it on the Monday, and found it on the Wednesday.

Q. Did any body lie in that room besides the prisoner?

Douglas. No, nobody but he lay there.

Q. Who had the use of that bureau?

Douglas. The prisoner only.

Q. Where was the prisoner at this time?

Douglas. He was in the shop at work; I came down into the cutting-room, and compared the dimity and damask, I found them to be my property. At Christmas, when I made up my inventory of my goods, these were then measured; (*the lace, damask and dimity, hat, sword, and belt produced in court*); then I went to Sir John Fielding, and told the affair to his clerk; he desired me to bring the lad and people with me; we went there; Sir John asked the prisoner how these things came into his room; he said he knew nothing about the lace; the handkerchief that the lace was tied up in, he said, was his own, and the sword and laced hat, the dimity and damask he said were mine, and owned he had taken them out of the shop, (not the cutting-shop); Sir John committed him to the Gatehouse; we came home; after some time the clerk and foreman went up, and found some stockings, but I was not there.

Cross examination.

Q. How long have you been in partnership with Mr. Campbell?

Douglas. I have been in partnership with him three years come Midsummer.

Q. Did you use to correct him?

Douglas. I may have given him a slight touch with my hand.

Q. How often?

Douglas. Once or twice.

Q. Never above?

Douglas. I can say upon oath not above three times.

Q. Had he a lock to his room door?

Douglas. He had.

Q. Was that door never left open?

Douglas. It might for what I know.

Q. Who makes his bed?

Douglas. He does himself.

Q. Did he understand his business?

Douglas. He could work if he pleased.

Q. How long has he been Mr. Campbell's apprentice?

Douglas. About six years.

Q. Did you not suspect your other servants?

Douglas. No.

Q. Did you not suspect your clerk and foreman?

Douglas. I cannot say I did.

Q. Who first proposed searching the prisoner's room?

Douglas. It was I did, and they readily fell in with it.

Q. How did the prisoner say he came by the sword?

Douglas. He said he bought it of a man he met in the street.

James Campbell. I am foreman to Mess. Campbell and Douglas; Mr. Douglas told his clerk and I he had lost a quantity of lace; he said he had no suspicion of us, but he had of the apprentice; he said he thought it would be very proper for me to go along with him, to see if we could find any thing in his bed-chamber; he went up, and I followed; he burst the door open; we examined a bureau that was there, and found this dimity in a drawer; Mr. Bolton, the clerk, followed us: at the time we were searching the bureau, Mr. Bolton looked behind the bureau, and observed a sword-belt; he said there was a sword there; they moved some things, and he took up the belt and a sword from behind the bureau; there was a board before the fire-place behind the bureau; there he found a bundle in a handkerchief, and a gold laced hat; he took them up, there was this gold lace in the bundle; I know we had been making the King and Queen's livery of such lace as this; we were so well pleased we did not examine farther at that time, but went down to the cutting-room, then we consulted what was proper to be done; after which we took the prisoner before Sir John Fielding, there he said he knew nothing of the lace; he confessed he took the dimity and damask, he said he found them in the shop; he

he said he had missed a handkerchief (I think he said a month) and said the handkerchief the lace was in was his; the clerk and I went up to his room a second time, and found three pair of silk stockings, and a piece of black stocking stuff for breeches in a drawer, that appeared to be my master's property.

Q. Whose property is the lace?

Campbell. This is the same sort of gold lace we had been working on this three months.

Cross examination.

Q. How long is it since the prisoner complained of your beating him?

Campbell. It may be two months or six weeks ago.

Q. Have you not declared you would be revenged on him for telling of it?

Campbell. No, I never did.

John Bolton. I am clerk to Mr. Douglas. On Wednesday the 13th of May, in the morning, I was in the cutting-room, the finisher came in; Mr. Douglas shut the door, and said he had lost a large quantity of gold lace, and he suspected the apprentice; he proposed searching his room; he went up with the finisher, and broke open the door; I went up immediately after them; he searched the drawer of a bureau that was in the room; there he found this piece of dimity, and this piece of silk damask; he said, he believed they belonged to him; he searched to see if he could find any odd keys, and desired me to look under the bureau that stood before a fire-place, there was a board betwixt the chimney and the bureau; I looked, and could see part of a sword-belt; I pulled the bureau from before the fire-place and took away the board, there was the sword, sword-belt, a handkerchief with something tied in it; Mr. Douglas opened it upon the bed; there was this gold lace here produced, some loose and some in a paper tied round with cord. I took an inventory of the goods at Christmas, and we examined it by that, and compared the lace and things with it, and we found they agreed; I heard the prisoner say before Sir John Fielding, he had taken this dimity and damask, and carried them up into his room, but said he knew nothing of the lace; I think he said the handkerchief (in which the lace was) was his own; I have seen him with it, and knew it to be his own.

Cross examination.

Q. Did you never borrow the key of his room?

Bolton. No, never; he never would trust me in his room alone; I never knew him part with the key to any body.

Q. How many keys were there to the room where the lace was?

Bolton. There were three keys to that, but the drawer in which the lace was, Mr. Douglas keeps that key himself.

Prisoner's defence.

If I owned any thing before the Justice of the dimity and damask, I know nothing of it, I know nothing of what they accuse me.

To his character.

Joseph Lloyd. I have known him from his infancy, but since he has been apprentice, I cannot say I know any thing of him; I never heard any thing bad of him from the time I did know him; I know his friends are reputable people.

William Peters. I knew him till he was bound an apprentice; I never heard any harm of him.

Thomas Porter. I have known him ever since he was born; I have seen him since he was an apprentice; I never heard any thing ill against him.

Elizabeth Eades. I have known him from his infancy; I saw him very often; I never heard any ill of him till this affair.

Henry Eades. I went to school with him; we were bound apprentices together; I have known him intimately six or seven years; I never saw or heard any thing against him; I don't believe but what he is a very honest young fellow.

Q. What are you bound to?

Eades. To a cutler.

Q. Did you ever wear a sword?

Eades. No, I never did; we make them for gentlemen.

Q. Did you ever sell the prisoner one?

Eades. No, I never did; I heard him complain he had lost a red and white handkerchief and a pair of knee-buckles, two months ago at his mother's.

Matthias Darling. I have known him about 14 or 15 years; during the time I lived in his father's house, he was a boy of very good morals as ever was seen; he has been several times at my house; I have sometimes a large charge about me, being a silver engraver, I would let him be in my house at all times; I did live close to his master.

Mr. Osbourn. I have known him 14 or 15 years; I live close by his father; he was always a sedate sober lad, I always took him to be so, I never heard any other.

Ferdinand Miller. I have known him eight or nine years; he has a very good character, a very honest sober lad.

William

William Chambers. I have known him from a child ; I never heard any thing amiss of him till this affair.

Mr. Williams. I remember one night I was at the prisoner's father's, he was telling his mother he had lost his knee buckles and a handkerchief ; this is about three months ago.

Prosecutor. Here is an evidence here can give some account of the prisoner's extravagancies.

For the prosecution.

Peter Gibson is called.

Q. What is the general character the prisoner bears ?

Peter Gibson. That of a very honest lad. Guilty. T.

310. (M.) James Cunningham was indicted, for that he on the King's highway, on Mary, the wife of Robert Booking, did make an assault, putting her in corporal fear and danger of her life, and taking from her person 3 s. 6 d. in money numbered, the property of the said Robert, May 9.

Mary Booking. I live at the bottom of Well-street, my husband is a smith ; I carry out work which he makes, to sell among the brokers. I was coming along betwixt ten and eleven at night, on Saturday the 9th of May, on the top of Mill-yard, that is, I had got down Red Lion-street by Rosemary-lane, having been out with my husband's work ; I had sold some small pokers for 3 s. 6 d. there was the prisoner and four other men ; he came up first, and said, you b—h, lie down, and let me do so and so.

Q. Did you know him before ?

M. Booking. I did, having seen him gambling on Tower-hill ; he gave me a blow on my left breast and knocked me down ; he stopped my mouth, and took my money out of my pocket as he lay upon me.

Q. What did he stop your mouth with ?

M. Booking. With his right-hand, and took my money with his left, 3 s. 6 d. he said to the other, d—n her a b—h, we will carry her to such a place ; one took me by my head, and others my heels and body, and carried me ; and the prisoner who is called *Jolly*, stopped my mouth with horse-dung, that was while they were concerned with me ; they all lay with me in the place where they carried me, the prisoner was the first ; they carried me near a brewhouse ; after they had all done, *Jolly* took a knife out and cut my gown in this form, (*producing an old gown cut off about the knees*) ; I called out, murder ; he knocked me

down three times ; they went one way and I the other.

Q. When did you miss your money ?

M. Booking. I missed that when he fell upon me ; I am sure I felt his left-hand in my right-hand pocket, and none put their hand there but he.

Q. How far did they carry you ?

M. Booking. They carried me as far as this table here in the court is long.

Q. Are you sure your money did not drop out of your pocket as they carried you ?

M. Booking. I am sure it did not ; he said, if I cried murder, he would come back and kill me. I felt in my pocket as soon as they were gone ; then I went and got a warrant.

Q. How long after this did you get a warrant ?

M. Booking. This was on a Saturday, and I got the warrant on the Wednesday.

Q. How came you not to get a warrant on the Monday ?

M. Booking. I had not money to spare ; he was taken up on the Monday following.

Prisoner's defence.

I was along with four lads ; this woman came down dead drunk ; she called James Taylor, one of them by name, he had been concerned with her before ; she has been a common prostitute ; she said, how goes it, *Jim* ; he took her down to the bottom of the bank, and asked me to go along with him ; he said, have you any money ; she said she had but one penny, and that she would give towards a pot of beer ; he took her round Well-clofe-square ; they met the watch ; she said, *Jim*, here is a watchman, let us turn back ; he took her up Mill-yard to a stable ; he and one Patten, and another lad were together there. As to her money I know nothing of it ; she wants to swear my life away.

Q. to prosecutrix. Do you know James Taylor ?

Prosecutrix. I know no more of him than I do of my dying day.

Q. Did you go round Wellclofe-square with any body that night ?

Prosecutrix. No, I did not, with none of them.

James Brebrook. I should be very glad to be sworn, I know a good deal of it ; I believe this poor fellow is ill used.

Prisoner. Let him be sworn.

He is sworn.

James Brebrook. I was before the bench of Justices in Whitechapel, when this woman came there for a warrant ; Mr. Pell granted a warrant, and gave it to me to take him ; there was nothing

E c c

said

said about the robbery at that time, I was by all the time; she charged him at last with stealing 3 s. 6 d. from her, and said there were three lay with her; the Justice would give no attention to that, but granted the warrant for an assault; I took him, and was at his examination, he was committed for an assault only. Acquitted.

311. (M.) Patrick Welch was indicted for stealing a silver table spoon, value 4 s. the property of James Woodhouse; May 2. †

James Woodhouse. I keep a public-house in Hertford; the prisoner was quartered in my house, he is a soldier; I missed it on a Sunday, I cannot tell the day of the month, it was about a month or six weeks ago; the prisoner went away on the Monday or Tuesday following.

Bernard Hyam. I keep a sale-shop in Rosemary-lane. The prisoner offered this silver table-spoon to sell, broke as it now is, (*produced and deposed to by the letters E S on it;*) the prisoner said, where he was servant in a house, the spoon fell down and broke; I seeing it could not be doubled and broke in that manner by a fall, I stopped it; I asked him where he brought it from; he said he came from the Queen's Arms at Hertford; he said a young man paid half a guinea for the spoon, and he found it afterwards tied up in a paper coming from Hertford; the next morning I secured him, and took him before Sir John Fielding.

Prisoner's defence.

I was along with a party, and was billeted at the prosecutor's house; I was going to work on a Wednesday morning about five o'clock; as I opened the gate coming out, I found this spoon wrapped up in a paper, I put it in my pocket; I was about a mile from the town where I worked; I did not understand the letters on it, I put it in my pocket; I came up from Hertford to London to see my wife; I offered to sell it to this gentleman for 5 s. an ounce; he said he would not give me that; I said, then you shall not have it; said he, I'll give you 3 s. for it; I would not take it; then he said he would give me 3 s. 6 d. I would not let him have it; then he stopped it. I belong to the 36th regiment that now lies in Jamaica. Acquitted.

312. (M.) Thomas Conner was indicted for stealing five linen handkerchiefs, value 10 s. the property of Sarah Muller, widow, privately in the shop of the said Sarah, May 12. †

Sarah Muller. I live in the Strand, and keep a

shop there, and sell shirts, stocks, handkerchiefs, and other things. I was not at home when the handkerchiefs were lost; I lost four blue and white handkerchiefs, and one red and white one; the next morning, being the 12th of May, I was sent for to Sir John Fielding's, there was the prisoner; a red and white one was found upon him; I swore one of mine was the same pattern.

John Noaks. I am a constable; there came a man and said some handkerchiefs were stole in the Strand, and there was a man with one of them in his pocket, and the other were pawned; he took me to the Crown and Cushion in Russel-street, there was the prisoner; Wright searched him, and found this handkerchief upon him, that is here produced.

Thomas Harrison. I am a pawnbroker. This handkerchief (*producing a blue and white one*) I took in of the prisoner, on the 12th of May; the man was in the Gatehouse before I knew of it.

Samuel M'Grath. I live in Castle-street. I took in this blue and white handkerchief of I believe the prisoner, on the 12th of May about noon. (*Produced in court.*)

Edward Harman. I live with Mrs. Gibson, a pawnbroker in King-street, Seven Dials. The prisoner brought this blue and white handkerchief, and pledged it with me on the 12th of May between eleven and twelve o'clock. (*Produced in court.*)

They all upon being asked if they knew the prisoner before, they said they did not; the handkerchiefs were neither of them made up.

2. to prosecutrix. Look at these three handkerchiefs.

Prosecutrix. It is a remarkable pattern, I lost such, I believe them to be mine.

Prisoner's defence.

I bought these handkerchiefs in a house in Covent-garden of a woman; I gave 6 s. for them, and I pawned them for money to go on in my business; I buy and sell old cloaths; I was bred a silversmith, but am not a good workman, and could not get constant employ.

Guilty of stealing, but not privately in the shop. T.

313. (M.) Anne Caron, widow, was indicted for stealing a copper pot, value 5 s. and a copper saucepan, value 1 s. the property of Lunsden Chuterston, May 2. †

Lunsden Chuterston. I am a cabinet-maker, and live in Coventry-court in the Haymarket. On the

the 2d of May a witness that is here called over to me, and asked me whether I knew that woman that was just come out of my house with something under her arm; I went out and overtook her, it was the prisoner at the bar; she had a copper pot of mine under her left arm, and a saucepan under her petticoats; I brought her back and took the things from her, and took her before Justice Wright; there she owned the fact before him and the constable; she was committed to the Gate-house; (*the goods produced and deposed to.*) I said to her when I laid hold of her, why did you take these foolish things, why did you not take a tea-kettle, (there was one where she had them that cost me half a guinea) she said, I should have come again for that.

Prisoner's defence.

I am a poor woman with one child in great distress; I met a woman that wanted me to write a few lines for her; she took me into a beer-house, and I wrote it for her; she gave me some liquor, I did imagine I had used these people with bad language; I was intoxicated, but could not tell what I had done when I was committed.

Q. to prosecutor. Did she appear to be in liquor?

Prosecutor. No, she did not; she said she had a child ten years of age; I saw a child here since she has been committed, I believe it is her child, she called it so, and it is like her. Guilty 10d. W.

314. (M.) Francis Brotun was indicted for stealing two pair of silver shoe-buckles, value 20s. the property of John Innocent, June 1. †

J. Innocent. I am a silversmith, and keep a shop in Little Newport-street. The prisoner came into my shop last Saturday, and cheapened a pair of buckles; I asked him 18s. he bid me 12, and went away; then he came again on the Monday night, and asked to look at different patterns; I shewed him four different patterns; another Frenchman came in (I apprehend one of his accomplices) he said he wanted to sell some gold dust; the prisoner gave the Frenchman his place, and immediately ran out with two pair of silver buckles, I saw him take them; I ran after him, and pulled the other man out of my shop and shut the door; I seized the prisoner near Cranbourn-alley; he begged for mercy, and gave me the buckles, and asked pardon in his language, Monsieur, Pardon. (*The buckles produced and deposed to.*)

Prisoner. I left a guinea and a half on the counter.

Prosecutor. He left none there, neither did he offer me any. Guilty. T.

315. (L.) Moses Barréu was indicted for stealing a man's hat, value 5s. and a crape hat-band, value 6d. the property of Joshua Crowden, May 20. †

Joshua Crowden. I am a cordwainer. Coming down Aldgate High-street on the 20th of May, about a quarter after eleven at night, at the end of Black-horse-yard, the prisoner took my hat off my head, there was a crape hat-band upon it; he ran up the yard with it; I ran after him as well as I could; I called stop thief two or three times; there were two men met him; they stopped him; I came up immediately to them; they had both hold of the prisoner; the men had got my hat; the prisoner begged I would forgive him, he went on his knees; I said I could not wrong my country in such a manner, I could not forgive him.

Q. How far was he got from you when he was stopped?

Crowden. I believe he might be about thirty yards.

John Boulter. I stopped the prisoner in Black-horse-yard, hearing stop thief called, and seeing him come running, he had this hat in his hand; I delivered it to the prosecutor; he owned it; the prisoner dropped it upon my laying hold of him, and begged I would let him go. (*The hat and band produced and deposed to.*)

Prisoner's defence.

I was coming along, I heard Mr. Crowden call stop thief, he ran up Black-horse-yard, and I ran after him to see who it was; a lad dropped the hat and I took it up, and they took hold of me, and said I was the person that took it. Guilty. T.

316, 317. (M.) Nathaniel Gibbs and John Rutherford, otherwise John Smith, were indicted, for that they, on the 29th of April, about the hour of two in the night, the dwelling-house of Thomas Swanblow did break and enter, and stealing a pair of linen shift sleeves, two handkerchiefs, two aprons, one pair of ruffles, three pairs of linen cuffs for gowns, and nine metal spoons, the property of the said Thomas in his dwelling-house. †

Thomas Swanblow. I live in Rupert-street, Goodman's-fields, and keep a jelly-shop. On the 29th of April my house was broke; I lie below stairs

stairs in the same room; the window-shutter was broke open, and the window forced up, and the things mentioned in the indictment were taken away; I was alarmed by the noise between two and three in the morning; I got up and went to the door and opened it, and looked out, I saw nobody; the window-shutter I saw about thirty yards from the house; I fastened it when I went to bed; when I came in, my wife said she had left some wet things in a plate near the window; I looked, there was the plate but the things were gone; there was no casement, they had broke the window to take the things out; I put up the shutter and we went to bed again; there was a tea-board of jellies stood in the window, and a dozen spoons upon it; I missed nine of them and four jelly-glasses, and the rest were knocked about. In the morning about eight o'clock I got intelligence there were some thieves taken; I took pen and ink and penned the things down, and sent my wife with the paper to the Justice's; a watchman came and desired me to bring some of the fellow spoons; I carried three, and they were compared with what were found; there were no marks upon them, only the maker's mark: the Justice desired I would send for the man that made them; I fetched him; he said, he believed them to be the same spoons which I bought of him.

Mary Swanblow. I am wife to the prosecutor. There were a pair of shift sleeves, a pair of round robins, two white aprons, two white handkerchiefs, one pair of clear lawn double ruffles, three pair of ruffle cuffs for a gown, and one pair of red and white cuffs, lay wet in the window in a plate; my husband and I went to-bed together; these things were gone in the morning; I saw them all again at the bench of Justices.

Christopher Stains. I was the officer of the night. On the 29th of April, about a quarter past three in the morning, the prisoner Gibbs was brought into the watch-house; I ordered him to be searched; there were found upon him this pistol and knife, and three metal spoons, (*produced in court.*) The watchmen went out in pursuit of Rutherford, who had made his escape from them; another watchman brought in this parcel of wet things, (*producing the things Mrs. Swanblow had mentioned to be left from out of a plate in the window, deposed to by Mrs. Swanblow.*) Rutherford was taken and brought in soon afterwards; I asked Gibbs how he came by them spoons, (I called them silver, thinking they were so then;) he said, a young woman gave him them about twelve months ago. I asked him about the pistol; he said he

had it from a young man, an acquaintance of his.

Abednego Lambeth. I am a watchman. At three o'clock that morning, we heard of several houses broke open; I and my brother watchmen went out, with an intent to take the persons concerned if we could; there came two men by the watch-house door, one after another; we pursued them along Ayliff-street into Mansfield-street; we lost them and came back again, and by King Harry the Eighth in Red Lion-street, we saw six men together; they divided, and two of them came by us, which were the two prisoners; we stopped them; they asked what we wanted; we told them to take them to the watch-house; I said, there have been such and such attempts made to night; Rutherford made a chop at me with a bill-hook; I dropped my arm down to save the blow; he held it up, and swore he would cut the first man that offered to meddle with him, and called to the other prisoner and said, d—n your eyes, why don't you blow their brains out; then Gibbs went to make his escape from my brother watchman; I seeing that as Rutherford was gone, I laid hold of Gibbs, and we delivered him to the officer of the night to be searched; he pulled off his coat and threw it down; I searched, and found these three metal spoons and a pistol in his coat-pocket. Then we went out to see if we could find the other; we took him a second time by Saltpetre-bank; there were two others with him; he called for their assistance, but they went off; we brought him to the watch-house.

Q. Are you sure the man that cut at you with the bill hook, was the same you took at Saltpetre-bank?

Lambeth. I am sure he is the same, I have seen him often before; he had made away with the bill hook when we took him last; he was searched, and nothing found upon him.

Alexander Duncumb. I am a watchman; we went in pursuit of the two prisoners; we had first seen six together; these two came past us; I laid hold of Gibbs, and Lambeth laid hold of Rutherford; we brought them to Buckle-street, there Rutherford made a chop at Lambeth with a bill-hook, upon which he let him go, by saving his arm from being chopped off; Gibbs we brought to the watch-house; there were three spoons and a pistol found upon him; then we went in pursuit after the other, and took him by Saltpetre-bank, and brought him to the watch-house.

Q. Were either of them asked any questions about the linen?

Duncumb.

Duncomb. No, they were not.

Henry Fawceter. I am a watchman; there were several houses attempted to be broke open; we saw six men in Red-lion-street; they separated, and two come by us (they were the two prisoners;) we stopped them; they said they would go very civilly to the watch house; when we came to the corner of Buckle-street, Rutherford made a chop with a bill at Lambeth, and got away, and said to the other, d—n you, blow his brains out; we took Gibbs to the watch-house, and found three spoons, a knife, and a pocket-pistol upon him; then we went in pursuit of Rutherford; we met with him by Saltpetre-bank, and brought him to the watch-house.

Robert Mills. I am a watchman; I found this linen here produced in Great Ayliff street; it was all of a heap, wringing wet; it lay near the second door after I came by the meeting-house; this was about four o'clock that morning.

Q. to Stains. Were the prisoners asked concerning the linen?

Stains. They were in my hearing, but I cannot tell what was said in answer; the justices thought one would turn evidence, so they took them separate into another room; I did not hear all their examinations.

Q. to Lambeth. Which way did you pursue the two others?

Lambeth. We pursued them down Great Ayliff-street, by the meeting; (*the spoons compared with the others, and inspected by the Jury.*)

Gibbs's defence.

I was coming from Stepney about half an hour after three that morning; I had been drinking, and was a little in liquor; I was along with this man (meaning Rutherford) and a watchman came and laid hold of me, and said I should go with him; I did not refuse; they took hold of him; what he said to them I cannot tell; then he made his escape. I lived along with a girl at Bristol; she came up to London with me, and was here about a month, and then went away; she left these three spoons with me; I having a value for her, put them in my pocket. A young man that is gone to Greenland gave me that pistol; I never made use of it.

Constable. The pistol was not charged.

To his character.

William Pearce. I am a shoemaker; I have known Gibbs 15 months; he worked with me, and behaved well that time he was with me.

Eliz. Stains. I live in Bloomsbury, Gibbs is my

first cousin; he behaved always well with his father and mother; when they died, my father took him, and brought him up to his trade; I never heard any ill of him till this unhappy affair.

Anne Stains, her sister, gave the same account.

John Watts. I have known him some years; I always heard a good character of him till this affair:

Margaret Mead. I have known him a year and a quarter; he lodged a year in my house; he behaved very well.

Lucy Willis. I have known him about fifteen months; he has a very good character.

Rutherford's defence.

I know nothing about the things at all; I am a stranger here, and have no witnesses to speak for me. Both Acquitted.

348. (M.) *Wm. Beaumont*, spinster, was indicted for stealing three linen sheets, value 6s. and 19 guineas, the property of Robert Viner, Esq; in the dwelling-house of the said Robert, May 11. †

Robert Viner, Esq. I live in St. George's parish, Hanover-square; the fourth of May was the first time I missed any thing, then I missed about four or five guineas; I had in my pocket two or three and twenty guineas, on the eighth at night, and the next morning I missed nine of them; I was very much alarmed at it, I knew it must be somebody in the family; I went to Sir John Fielding, and told him the case, and desired a search-warrant; he said, there is no ear-mark to money, and advised me to mark some money, by which means it was most likely to find out the thief. I came home, and told my wife of it; she in my presence, marked fifteen or sixteen new with guineas with a scratch on all of them in one place, on the reverse to the head above the crown; I put them in my breeches-pocket, and went to bed, and laid my breeches as usual in a chair by the bed-side; in the morning I was surprized to miss six of them; I said nothing at all, but went to Justice Spinnage, and got a search warrant; the Justice came to my house; we intended to search all my servants; the prisoner was the first we searched; she was my wife's maid, she had lived with us about fifteen months; in her trunk we found about seventy or eighty guineas; among this money were six particularly marked, in the manner my wife had marked those fifteen or sixteen; there were seven so marked; the seven guineas were all put in a paper, and sealed up by Mr. Spinnage, and delivered to the constable; they are now in court.

F f f

Cross.

Cross examination.

Q. Had you any doubt about the guineas ?

Mr. Viner. I had no doubt at all ; I do not remember I made the least difficulty in the world about them, whether they were the same ; I have some of the other guineas here which my wife marked ; (*six of them produced.*)

Q. How much were the prisoner's wages a year ?

Mr. Viner. Her wages was eight guineas a year ; she had received no wages of me.

Q. How long had she lived with you ?

Mr. Viner. I believe she lived with me about fifteen months.

Mrs. Viner. I marked fifteen or sixteen new guineas on Friday evening ; I made a little scratch by the crown, and gave them to Mr. Viner, and he put them into his pocket ; I was present when the prisoner's trunk was searched ; we found six guineas in the trunk that were marked ; there was another marked something like them, but I do not swear to that ; I believe there were near seventy guineas in her trunk.

Cross examination.

Q. When you saw the guineas, whether you was not very doubtful whether they were the guineas you had marked ?

Mrs. Viner. I did say I was afraid they were part of the money ; but to speak the truth, I was not doubtful ; it gave me a great deal of uneasiness.

Q. Do you know she had some money left her ?

Mrs. Viner. She says her father had left her 50l. in the country, and I asked her mother, and she confirmed it.

John Rogers. I am a constable ; this parcel of money was delivered into my care on the 11th of May, (*producing seven guineas, sealed in paper with Justice Spinnage's seal.*) The prisoner was re-examined on the 12th, I was then gone upon duty at the house of commons ; they sent for the key, and my wife sent the money sealed up to the Justice's, and whether they were opened there or not I cannot say ; this looks to be the same paper, and the seal is firm ; (*the paper broken, and seven guineas taken out ;*) the Court and Jury compare and inspect them with the other six produced by Mr. Viner.

Thomas Adams. On the 11th of last month Mr. Viner applied to Major Spinnage (to whom I am clerk ;) he obtained a search-warrant, and I was ordered to assist the constable in examining the prisoner's box, at Mr. Viner's house ; the suspicion was against the prisoner at the bar ; her trunk

was brought into Mr. Viner's parlour by some of his servants ; it was opened in the presence of Mr. and Mrs. Viner, the constable, and myself ; the prisoner was present, when her wearing apparel was taken out ; in a short space of time I discovered a paper snuff-box ; I took it out, I found it to be very weighty ; I brought it to a table, and opened it ; I found it almost full of guineas, half guineas, and some silver ; I counted it, and found there were 65 guineas in gold, (exclusive of the 7 now in court,) seven half guineas, and 13 s. in silver. Either Mr. Viner or his lady told me in what manner the guineas he had missed were marked, before the trunk was opened ; I began to look out for guineas as they had been described to me ; I found seven, I believe they were new guineas, they are these produced by the constable ; they were all marked alike, as near as could be, and sealed up by Mr. Spinnage's seal, who came in at the time, and put into the hands of the constable ; I went to Mr. Rogers's house, desiring he would come and bring the money, at her second examination, to Mr. Spinnage ; Mr. Rogers was not at home, but he came there a few hours after ; Mrs. Rogers delivered the money in the paper out of a chest of drawers ; it never was opened at the office.

Cross examination.

Q. Was you at the Justice's the whole time the guineas were there ?

Adams. I was, and am sure they were not opened ?

Q. to Mrs. Viner. Did you miss any thing else ?

Mrs. Viner. There were three sheets of mine in the prisoner's trunk, they are what we call servants sheets ; they might come with something in them from our country-house.

Prisoner's defence.

I have some witnesses here to my character.

To her character.

Frederick Cook. I am a confectioner ; I have known the prisoner about seven years ; she lived with me almost three years, and behaved very faithful and honest ; she was my shop-maid.

Q. When did she leave your service ?

Cook. Between four and five years ago ; I know nothing of her character since she left my service.

Elizabeth Trever. I am a gentlewoman ; I have known her between fifteen and sixteen years ; she lodged in the same house with me, with her father and mother ; she then bore a very honest character ; I know her father had money in the stocks when he died.

Catharine

Catharine Cook. I have known her fourteen or fifteen years, I never heard any thing amiss of her; her mother lodged eight years next door to me.

Q. Do you know whether her father left her any money?

C. Cook. I did hear he had money in the stocks.

Catharine Clayton. I live at Marybone; I have known her fourteen years; she was always a very sober industrious girl; I know her father died worth an hundred pounds, and her mother lent it me; I have it now.

Elizabeth Alderan. I have known her twenty years; I never heard any other character of her but that of a good one.

Amy Gordon. I live in Brick-street, St. Giles's; I have known her two years; she is a very good, honest, well behaved girl; she lived with my mother near three years ago; she was very often trusted with great value.

Anne Reaudoif. I am the prisoner's sister; my father left her 50 l. I believe it was paid to her; she always bore the best of characters; my father had three children; he left me and my other sister 20 l. each; my other sister was married.

Q. to Mrs. Viner. What character had you with the prisoner?

Mrs. Viner. I had her character of a particular friend of mine, they were brought up play-fellows together; she knowing the family, recommended her to me as a very honest, handy girl, and I found her a very handy girl. Guilty of stealing, but not in the dwelling-house. T.

319, 320. (M.) John Preston and Charles Williams were indicted for unlawfully, knowingly, and designedly sending a letter, with the name Charles Preston thereunto subscribed, to the Marquis of Carnarvon, threatening to accuse him with the crime of sodomy, with intention to extort money from his Lordship, against the form of the statute in that case made, and provided, April 12. †

William Marsden. I am clerk to Sir John Fielding. This letter (*holding one in his hand*) was read before Sir John on the 13th of April last; it was shewed to the prisoner Preston, who voluntarily confessed that he wrote it, and sent it by Martha Quin.

It is read to this purport;

" My Lord, April 11.

" If ever pity touched your generous breast, (as sure it has) let that pity move in compassion towards me, a poor distressed creature, that am

" indebted to your Lordship for all the favours
" you have been graciously pleased to bestow up-
" on me, and for which I humbly thank your
" Lordship; and I hope, from your former good-
" ness to me, you will lend this once a gracious
" ear to what I will relate, which is as follows:
" My Lord, it pleased God before I had the ho-
" nour of knowing your Lordship, that I fell down
" and cut the main artery of my right-arm, which
" has almost deprived me of the use of it, so that
" I am unable to perform any place of service,
" for I have tried and could not; but I have mar-
" ried a woman that is a black milliner, that is,
" one that makes hats and bonnets; so that if
" you please to give us money to set us up in our
" business, I never will trouble your Lordship
" again; I have sent this petition by my wife,
" for I have sent several before, and could not
" get any answer from your Lordship, for I sup-
" pose your servants have kept them, and you
" have not seen them, so by that means I have
" made my wife privy with that unnatural free-
" dom which your Lordship has taken with me;
" and your Lordship knows, such freedom makes
" persons take such impertinent liberty; for I am
" sure of this, if you had not taken such freedom
" with me, I had not taken such liberty in send-
" ing any petition to your Lordship. But I ve-
" rily believe, that as God thought good so de-
" prive me of the use of my hand in manner he
" has, so he, in the dark abyss of his providence,
" brought it about that I should come to you in
" the manner I did; and I hope, that as God
" has blessed you with abundance of this world's
" goods, I hope your Lordship will incline your
" ear to pity the distressed condition of your Lord-
" ship's

" Most humble servant,

" Charles Preston."

Martha Quin. (*She takes the letter in her hand*) Mr. Preston was to give me a guinea to carry this letter to Southgate.

Q. Where did you receive this letter?

M. Quin. He gave it me in my own house, and he brought me a gown to go in: he said I should have a guinea if I would carry this to the Marquis, and he shewed me the way to Southgate.

Q. When did you go?

M. Quin. It was on a Sunday morning; Williams the prisoner went along with us; Preston shewed me the door; they put up at an alehouse after he had shewed me the door, and I left them there

there and went to my Lord's house. I offered to deliver the letter, the gentleman would not take it in, and I came back to them, and told them the letter would not be accepted, and delivered it to him again. He made a riot and a disturbance, and said he would write another.

Q. Did you hear any conversation between Preston and Williams there?

M. Quin. They had some conversation, but I am thick of hearing, and could not hear what was said. Williams helped me up upon a post to see the garden, while Preston was writing in the alehouse.

Q. Was Williams there when Preston made the riot?

M. Quin. He was. Preston said he would write another letter; I had not seen Williams above six or seven times, I asked him if he would go instead of me; he said a woman might do it better.

Q. Did Preston and Williams seem to be acquainted?

M. Quin. Yes; I asked Preston if there was any danger in going with that letter; he said, no, none at all. Williams was by, and he said there was no danger at all. After they had both assured me there was no danger, I carried the letter.

Q. Are you Preston's wife?

M. Quin. No, I am not; I don't know whether he is a man or a woman.

Joseph Brown. I was sent for in the month of April; I cannot tell what day of the month, but I know it was Palm Sunday.

Q. What are you?

Brown. I am a constable. I was sent for to the Cherry-tree at Southgate, and charged with Williams and Preston; Preston said he received four letters from Lord Carnarvon, when he was in the coach coming to town, and he had a 10 l. bank note in each of them, and he would not be his secret-keeper no longer, for he was a sodomite, and d—d him. He said he had wrote to my Lord several times, and he would again. I asked Mrs. Quin what she came for; she said she came for profit, and so did Williams; Williams said he came for a country walk, (I knew nothing of the design they came upon then.) Said Preston to Williams, you persuaded me to write a letter over night, and you put words into my mouth; Williams said to him, you have brought me into a fine premonition here.

Q. Did Williams deny what Quin said of his coming for profit?

Brown. No, he did not.

Q. What are the prisoners?

Brown. They are both quite strangers to me, I do not know what business they are of.

Mr. Lambeth and Stephen Lyon being shewed a paper writing, both deposed they heard Preston acknowledge it to be his hand-writing.

It is read in court, to this purport:

"I Charles Preston, who was last April taken into custody at the Lord Carnarvon's, where I came to extort money under false pretences, and which I was most unfortunately led into by a woman and a man, that joined me in the same, hoping to put that violent intention into execution; do solemnly declare: I was an utter stranger to his Lordship, and to the unnatural crime charged against him, for which I am most heartily sorry, and most humbly beg the honourable Marquis's pardon for the same,

"Charles Preston."

Preston's defence.

I submit myself to the mercy of this honourable Court.

Williams's defence.

Preston drew me into it, and made me go along with him. Both Guilty. T.

321. (L.) Robert Johnson was indicted for stealing sixteen iron horse-shoe moulds, value 6 s. 6 d. twenty other iron horse-shoes, value 9 s. the property of James Champain, May 13. †

John Booth. On the 13th of May, about half an hour past six o'clock, I was called out of the warehouse by a person who was upon the wharf, and told they thought a man had been stealing some horse-shoe moulds.

Q. What are you?

Booth. I am clerk to Mr. Champain, he lives in the country, and I have the care of the warehouse. I went down upon the wharf, by the yard called Dyer's Hall-yard, a yard where we land all our goods as they come; these horse-shoe moulds had been landed and carried into the yard; we had about twelve hundred weight of horse-shoe moulds there; John Jones the next witness, was standing by the prisoner, he can give your Lordship a farther account. I saw the horse-shoe moulds upon the ground, and the prisoner by them; I asked him where he had them from; he said he had them from out of a basket, that stood under the wall at the bottom of the yard; if so, they are

Mr.

Mr. Champain's property; I asked him what he was going to do with them; he said he was going to sell them. I asked him if he knew who to sell them to; he said he did, for he had a parcel before, and had sold them to a man at Horsleydown, and that he was led into that by another man who had shewed him where they were, and where to dispose of them. We charged the constable with him, and carried him before my Lord-Mayor: upon relating the circumstances to my Lord, his Lordship thought proper we should go with him to the man in Horsleydown, that proved to be one Walden. We got a warrant to search for some moulds which the prisoner said he had sold to him the Saturday before; the prisoner told us he bought them, and put them under his counter, there I found one. We took Walden up and had him before a magistrate, and he was committed to Bridewell in the Borough.

J. Jones. I was going to my work at six o'clock in the morning; I met the prisoner coming out at the gate with the horse-shoes in his pocket, I had seen him there before; I asked him what he had there; he took them out, and laid them down on the ground in the yard; I went and called Mr. Booth and the watchman, the watchman called a constable; we took the prisoner to the Poultry Compter. I asked the prisoner where he had the moulds; he said from out of a basket where the others lay, belonging to the prosecutor.

Prisoner's defence.

I took those things to be sure. Guilty. T.

322. (L.) *John Cockle* was indicted for stealing two great coats, value 30 s. the property of *Thomas Davis*, April 12. †

Thomas Davis. I live in Bucklersbury, and am a warehouse-man. On the 12th of April my servant came up to me, and said a young fellow was below with a message from Mr. Poultney, or some such name, to know if he was to have my company that morning; I told him I had no engagement with a person of that name. I went down in about two minutes after, and asked where the man was; I was told he was gone. My servant asked me how many coats I had that hung in the hall; I said there were four: she said there were two taken away. I looked and missed them; I gave them over for lost. Some time after this I found there was a man in Clerkenwell Bridewell for stealing great coats and hats, this was about a fortnight ago; I went to see him, it was the prisoner; I asked him if he remembered any thing of stealing two great coats from my house; he

told me, if I chose to go to Justice Girdler where he had made his confession, I might hear of them. I went there, and found he had made a confession of stealing my two coats in particular, describing my house; the Justice told me I might go back and ask him any questions I thought proper. I went back to him; he was very open, and said he had taken the two coats, and directed me to two pawnbrokers where he had pawned them; I went by his direction and found them.

Edward Cox. I am a pawnbroker, and live in Kingsland-road. This great coat (*produced and deposited to*) the prisoner pledged with me the 18th of May.

Q. Did you know him before?

Cox. I have known him a little while, he is a hair-dresser.

Q. What did you lend him upon the coat?

Cox. I lent 5 s. upon it.

Christopher Curle. I am a pawnbroker, and live in Ruffel-street, Covent-garden. I took in this great coat (*produced and deposited to*) of the prisoner at the bar, the 14th of April.

Q. What did you lend him upon it?

Curle. I lent him 8 s. upon it; I have known him some time.

Prosecutor. The prisoner owned he had been drawn into this way by two men, and had been but a little while in it. Guilty. T.

323, 324, 325. (L.) *Edward Williams* and *Thomas Peak* were indicted, for that they, together with two others not taken, on the 22d of May in the night, the dwelling-house of *Anne Slate*, widow, did break and enter, and stealing one woollen cloth coat, value 50 s. one cloth waistcoat, value 10 s. five linen shirts, value 10 s. seven aprons, three child's shirts, three child's shifts, three bed-gowns, three forehead cloths, a quart pewter mug, a half pint pewter mug, and other things, the property of *William Cogswell*, in the dwelling-house of the said *Anne*; and *Israel Town* for receiving the same, well knowing the same to have been stolen. †

William Cogswell. I live with my mother-in-law *Anne Slate*, at the Cock in Angel-alley, Bishopsgate-street. On the 22d or 23d of May early in the morning, our house was broke open: I was called up by the watchman between three and four o'clock; the first thing that I missed was my black coat and waistcoat, which I had wore at a burying the night before. I found the groove of the window of the tap-room was cut, and the shutter taken down and set against the door; I opened the

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door

door and the watchman came in. I missed a quart pewter mug, and a half-pint mug, a brandy bottle, an aniseed bottle, and a bitter bottle; we had had a large wash the day before, and we missed a large quantity of the things more than laid in the indictment, from out of the same room, all my property: I had been in that house but from that day se'nnight. I went to Sir John Fielding, and had some hand-bills printed and dispersed about. I heard no more till last Sunday, the prisoners were taken up that evening. I was directed to Mr. Brebrook's house, there I saw some of the linen; I took this half pint mug yesterday morning out of the prisoner Cowen's room; they have scratched the name out, but I believe it to be my property; (*produced in court.*)

Mary Cogswell. I am wife to the prosecutor. When I came down in the morning I missed the things mentioned in the indictment, and more; I have seen some of them since at Mr. Brebrook's house, and swore to them.

Hyam Jacob. I am a Jew; I always sold the things for Israel Cowen that he received of the prisoners, he is a Jew. This day fortnight Ned Williams and Tom Peak, and Jack Abbot, and Pat Fennel, came between three and four in the morning, and brought a white bag of linen; in it was three child's robes, three child's shifts, eight child's caps, three other shifts for a girl about eight or ten years old, two men's shirts, three bed-gowns, a shift, a black coat and waistcoat, a quart pewter mug, a half-pint pewter mug, and two gin bottles; they drank the gin out, and took the bottles with them; Israel Cowen bought them all for a guinea and a half; at the same time he and I lived in one house, he in the fore part, and I in the back part, up-stairs, at No 2. in Billiter-lane, he bought them in my room; he gave some to me to sell; I could not make the money he desired, and I brought them home again; after that I went over the water, and when I came back again, the things were all gone, but the quart and half-pint mugs, and the child's linen, which he kept for his own use, his wife is ready to lie in; I was taken up by Brebrook last Sunday, and then I told him of these things, and he went back and found the things in Cowen's room, in Gravel-lane, Hound-ditch; we removed to there.

Q. How long have you known Williams?

Jacob. I have known him half a year, and I have known Tom Peak but about a fortnight; I never saw them in the day time, they always used to come in the morning early; there was always a bell in Cowen's room, a string went from it

down to the ground; we had used to put it out in the night, for them to ring when they came, and we took it up into the room in the day-time; he used to give me something for my trouble when I have sold things for him; Cowen used to ask them where they took the things from, to be careful he did not send me in the same street to sell them.

Q. Where did they say they brought these things from?

Jacob. They said they brought them from Bishopsgate-street.

James Brebrook. Last Sunday Mr. Todd, one of the prosecutors, came to me, and said his house had been broke open, and a young woman brought him his wife's tabby gown, and offered it to her for a guinea and a half, and if I would go along with him, we might get the remainder of the things; I and two more went directly with him, and into a house in the middle of Duke's Place, there I saw Lazarus Abraham, (who is now in Newgate;) I caught hold of him, and said, you must give an account how you came by this tabby gown; he said, if you will go along with me, I will shew you the party's that I had it of; I followed him down into Gravel-lane to a house, and up two pair of stairs, he burst the door open; out came the evidence Hyam and Israel Cowen both together; I said, keep the door safe, for I shall take you both in custody; I tied them together with my handkerchief, and searched Cowen's room; I there found some of Mr. Todd's goods, and some other people's goods, which they are not indicted for; I also found in his room a child's linen bed-gown, a half-pint pewter mug, a linen gown, three shirts, two waistcoats, eight caps, and three forehead cloths; (*produced in court, deposed to by the prosecutor's wife, except the half-pint mug;*) Hyam Jacob told me, Pat Farrel, or Fennil, and one Abbot, were concerned in these things, and that they had told him the things were taken from a house in Bishopsgate street, but did not know the particular place; I took them to Sir John Fielding, there they were examined; upon their examination, I went and took Peak on the Monday morning, either in Cross-lane, or Newton's-lane, in bed with a girl; he seemed to deny all; he said he happened to be in Petticoat-lane, and saw some of them, but he knew nothing of the affair; Sir John gave me an order to take Israel Cowen and Lazarus Abraham to Newgate; then I went to the Black Raven in Chick-lane, and there I took Williams; he had a coat on his back that belongs to the gentleman who has an indictment against him; (*a bell with a spring to it produced;*) this bell was nailed

nailed up against a window in Cowen's room, and a pane of glass broke, and on night, they used to put a rope down into the alley, and on the day-time draw it up; this the evidence told me, so I took it down to produce here; the two rooms joined together where Hyam Jacob and the prisoner lived.

Williams's defence.

I know no more about the things than the child unborn; I never in my life was out after ten o'clock; I was in bed at my mother's house at Islington, in a two pair of stairs room backwards, with my wife, the night this burglary was committed.

For Williams.

Elizabeth Williams. I am Williams's mother; I live at Islington, and sell greens; my boy has been at sea since he was ten or eleven years old; he came home the latter end of August or September last; he was at my house almost three weeks; about a fortnight ago he hurt his finger, and had a lame arm; he was never out, only going to Shadwell or Ratcliff-highway among his shipmates; he was generally in by nine at night; he was never out later as I know of.

Q. What room did he lie in at your house?

E. Williams. He lay up one pair of stairs; my house is between the White Swan and the Blakey's Head.

Q. Is your house a double house?

E. Williams. I have nothing to do with the house but three rooms.

Q. What room did he lie in?

E. Williams. He lay in a one pair of stairs.

Q. Who lay with him?

E. Williams. His wife did.

Q. How many rooms have you on a floor?

E. Williams. There is only one room upon a floor.

Q. Where was he last Saturday fortnight?

E. Williams. He was then at my house, and went down to Rotherhithe; I never heard any body give him a bad character.

Q. Are you sure he lay in your house last Wednesday se'nnight?

E. Williams. Yes, I am sure he did.

Q. Did he lie there last Friday se'nnight?

E. Williams. I cannot tell that.

Peak's defence.

I never saw the evidence in my life, before I saw him at Sir John Fielding's on Monday.

To his character.

Thomas Peak. I am Peak's father; I am a breeches-maker, he worked with me; he has cer-

tainly got acquainted with some girl that has drawn him away.

Q. When did he work last with you?

Peak. He has not worked with me lately, he worked with a gentleman in Portugal-street, that is not in town; there is a poultry girl he has got acquainted with.

Q. What age is he?

Peak. He was twenty years of age last April; he was born the day Lord Lovat was beheaded.

Mrs. Peak. I am his mother; he has been drawn away by bad company; sometimes he would come home, and sometimes he would go away again; he has often promised very fair.

Cowen's defence.

The evidence says I bought these things in his room, I could as well have bought them in my own room; to be sure these things were found in my room; he was always in my room; he used to put his victuals in my room; he said they were his things, for the child he has in the hospital. Williams and Peak Guilty. Death. The last recommended. Cowen Guilty. T. 14.

(M.) Williams and Peak were a second time indicted, for that they, together with two others not taken, on the 30th of May, about the hour of two in the night, the dwelling house of John Todd did break and enter, and stealing one pier-glass, value 20s. one silk gown, two yards of red baize, one yard of green baize, and four yards of flannel, the property of the said John, in his dwelling-house. †

John Todd. I live in Goodman's-fields; my house was broke open this day se'nnight in the morning; my wife discovered it first, I did not till five o'clock; she called me up, and told me the house was broke open; I found the window was thrown up, the bolt was torn off, the sash was thrown up; we missed a pier-glass, some remnants of baize, some red, some green, and some white, out of the back parlour, and a yellow silk gown from the fore parlour; in the morning, a labouring man was coming past, he asked me if I had lost a pier-glass; I said I had; he said, one Mrs. Pilgrim had her house broke open that night, and the watchman had found a pier-glass in Angel-alley, and carried it to the watch-house; I went to the constable of the night, and there I found my glass; he lives by Whitechapel church; this was about six in the morning; I got a search-warrant from the Justice, and went to Mr. Brebrook's house, and desired him to go with me to search a house

house I suspected; there came a young woman, and said she had stopped this silk gown; I went with her, and stopped the man that brought it, that was Lazarus Abraham; he told us, he only sold it by commission, and was to have but a shilling for selling it, and he would shew us the people he had it from, if we would go along with him; we went with him; he carried us to Cowen's room in Gravel-lane, Houndsditch; there we found the flannel, and took up Cowen and Hyam; I never saw the prisoners till I saw them before Sir John Fielding.

Sarah Todd. I am wife to the prosecutor; I fastened the window-shutters over night by the middle bolt; we found it open in the morning, and missed the things mentioned; *(the things found produced in court, and deposed to by the prosecutor's wife.)*

Abednego Lambeth. I am a watchman; this day week in the morning we went out, being told these people were about, to see if we could light of them going up Angel-alley; we were told, there were some men just gone up there; going up Wingfield-street, we saw an attempt had been made at a house; coming back, I met Peak with a bundle; he got away from me, and went by my brother watchmen, and dropped the bundle; a brother watchman picked it up.

Q. Are you sure it was Peak.

Lambeth. I am; I had seen him often in that part; he had a light-coloured coat on, buttoned close round; had it not been buttoned close, I had held him.

Hyam Jacob. Last Saturday about three in the morning, the bell rang in Cowen's room, in Gravel-lane, Houndsditch, that joins my room; he bid me get up, and see who was at the door; there was Williams and Jack Abbot; they came up, and went into Cowen's room; they brought in some white, and some green, and some red flannel, and a silk gown; they left them there and went away, and came again about nine or ten o'clock at night; then there were the two prisoners, and Abbot and Fennil; they made an agreement for the things; Cowen allowed them 26 s. for them all.

Q. Who received the money?

Jacob. Peak received the money, there was a guinea in gold; Peak said he had some silver in his pocket, so he shared the money, and gave every one their share; they had 6 s. 6 d. each; after that, Cowen asked me to sell the silk gown for him; I said I would not; then he asked Lazarus Abraham to go and sell it; he ordered him to get a guinea and a half for it, and told him he

should have 2 s. for his trouble. I was there when Mr. Brebrook found the flannel in Cowen's room.

James Brebrook. These things I found in Cowen's room; Hyam Jacobs told me of Peak and Williams; I took Peak in bed with a woman in Newtoner's-lane.

Peak's defence.

I never had a white coloured coat in my life; I never saw Hyam before I saw him at Justice Fielding's.

For Peak.

Samuel Galentine. I am a Jew, I live at Mr. Todd's. The watchman told me one of the men was a Jew in a white coloured coat, a shortish man, and that he had taken him out of bed once in Buckle-street, and that he had a blue apron on. I went and enquired after that person taken out of bed, and found it was not the prisoner Peak, but another person.

Brebroke. We found a blue apron that the bundle was tied up in.

Lambeth. I said I believed he was a Jew, because I had seen him divers times with the Jews.

Thomas Herbert. I know Peak very well, I can say nothing in his behalf. His father and mother are very honest people, they desired me to come. Williams Guilty. Death. Peak Acquitted.

326. (L.) John Bryan was indicted for stealing 24 pounds weight of lead, value 3 s. the property of Richard Latward, William Black, Barrington Burggin, John Manley, Harman-Bearns, Richard Man, John Bearns, Esqrs; and James Walford, May 4. †

Solomon Gladish. I am a lighterman, I was coming over London-bridge; before I got to St. Magnus's church I looked through the ballusters, on the 4th of May in the morning, I saw the prisoner upon a lighter; he was wringing a piece of a leaden spout off at Fresh-wharf-hole; he twisted it backwards and forwards, and at last dropped it down between the lighter and the wharf; I went and told Mr. Williams of it. The spout went over the wharf into the river; the tide was not low enough to take it away then; Mr. Williams secured the prisoner, and when the tide fell the lead *(produced in court)* was taken up; there is 24 pounds weight of it.

Q. Whereabouts is Fresh-wharf?

Gladish. It is about the length of this court-room from London-bridge.

John Dutton. I am clerk to Richard Latward and Co. *(mentioning the partners names)* Fresh-wharf belongs

longs to them; I saw nothing of the fact, but was ordered to go to the Mansion-house to prosecute for them.

Alexander Williams. I am servant to the proprietors of the buildings, Mess. Latward and Co. Gladish informed me what he saw the prisoner do; I went and laid hold of the prisoner, and charged the constable with him. We found the lead afterwards on the campshire in Fresh-wharf-hole, at about half ebb; it was part of the leaden pipe that carries the water from the top of the building to the ground, fastened to the building.

Prisoner's defence.

I was on board a lighter, she heel'd off at high water from the key; I made a snatch at this pipe, with my hand to save myself, and it fell down in the Thames, I could not hold it in my hands. The gentleman came and charged the constable with me; had I not caught hold of that I had been overboard; I am just come home from Antigua.

Q. to Gladish. How did the prisoner do it, or was it as he has mentioned?

Gladish. He took it in his hand and wrung it round, (describing it by that of a man baring with an auger;) the lighter could not heel, she was made fast at both ends. Guilty. T.

327. (L.) Elizabeth Banning was indicted for stealing a looking-glass, a brass fender, a poker, a fire-shovel, a pair of tongs, and a tin kettle, the property of Thomas Simpkins, in a certain lodging room let by contract, &c. May 23. †

Thomas Simpkins. I let the prisoner's husband a ready-furnished lodging, he and she were in it a month or better; they left it about a fortnight ago. There was a warrant out against him, and the woman was left in the room; I went to see that the things were safe, and desired her to get another room; after that I heard she was gone. I went and found the key under the door; I then missed a great many things, feathers out of the bed, pillows and bolster, all the covering, fire-shovel, tongs, and poker, a looking-glass, copper tea-kettle, and more things. After that I was informed the prisoner was in Bunhill-row near the Three Tuns; I took her up on Monday last; she was committed yesterday by Sir Thomas Rawlinson. I charged her with taking the things; she acknowledged she had taken them; the shovel, poker, and tongs, and other things, were pawned in Bunhill-row, where I found them.

Alexander Renshaw. I am a pawnbroker. On the 18th of April the prisoner pawned a looking-

glass with me for 3s. and on the 19th of May a fender for 2s. the prosecutor saw them both at my house, and owned them.

Honor Hillier. I am servant to Mr. Marshal in Bunhill-row. The prisoner pledged a tin kettle there the 23d of May; there were other things: she brought a little before a shovel, tongs, and poker.

Prisoner's defence.

I carried them there through necessity, my husband being out of work; he said he would go in to the country and get work, and I have not heard of him since. Guilty. T.

328. (L.) John Silbeller was indicted for that he, together with Ralph Broderick nortaken, did steal 500 pounds weight of lead, value 2l. 10s. the same being fixed to a certain dwelling-house, the property of Mary Blackden, widow, and William Clack, Jan. 6. †

Ezekiel Tavittton. I am foreman to Mrs. Blackden and Mr. Clack. About the 6th or 7th of January there was about 500 weight of lead taken from three brick buildings, being middle gutters, in Fore-street; the prisoner was taken, and before Mr. Alderman Cokayne confessed, that he helped to carry it away to the receiver's in Grub street; I went with him to that house in quest of the man, but could not meet with him.

Edward Gregory. The prisoner and Broderick was along with me when we got this lead; the prisoner was at the bottom of the ladder when I went up and fetched it down, then he took it and carried it away.

Prisoner's defence.

About four or five months ago I had been to the White Horse, Cripplegate; in my return to my lodgings I met Gregory and Broderick, each with lead upon their shoulders; I asked them what they had got, (I did not know them till they spoke to me;) Broderick said, what is that to you, and d—d me; I went up to him, he said, I wish you would take hold of this a little bit, it hurts my shoulder; he said he was not going much farther; I carried it about 50 yards, he gave it me at the corner of Grub street; I said, I was afraid I should be locked out of my lodgings, I wished them a good night, and went home to my lodgings. Guilty. T.

329. (L.) Charles Brand was indicted for stealing a silk handkerchief, value 2s. the property of Richard Lidal, May 4. †

The prosecutor was very ill of the gout, and could not appear.

Joseph Harris. On Monday the 4th of May, I was sitting in a house in Houndsditch, looking out at a window, and saw the prisoner pick Mr. Lidal's pocket of a handkerchief; he ran to the top of Houndsditch, there he dropped the handkerchief among the mob that pursued, and he ran on, and was taken in Devonshire-square, and taken in at the Magpye alehouse in Bishopsgate-street.

Matthew Creaker. On Monday the 4th of May, I was coming home along Bishopsgate-street, I saw a mob of people at the Magpye-door; I went in; seeing a young fellow taken into custody, I went up to him, and asked him several questions; I said, how came you to be so foolish to take this gentleman's handkerchief out of his pocket; he said, he did take it out of the gentleman's pocket, and was sorry for it; and that he was persuaded to do it by a young fellow that was with him.

The prisoner said nothing in his defence. Guilty. W.

330. (M.) Charles Picasanta, otherwise Pearson, otherwise Milson, was indicted for forging, and causing or procuring to be forged, a bill of exchange, dated March 1, from Kingston upon Hull, with the name John Johnson thereunto subscribed, for the payment of 36 l. in favour of Thomas Wise, directed to James Fitzherbert, Esq; and for uttering the same with a forged acceptance to it, with intention to defraud John Cook. †

(M.) He was a second time indicted by the same name, for forging and counterfeiting a bill of exchange, purporting to be drawn by John Johnson, of Kingston upon Hull, directed to James Fitzherbert, Esq; at Mr. Simpson's, Warwick court, London, for the payment of 20 l. to Thomas Wise, or order, for value received, and for forging and publishing an acceptance to it, with intention to defraud John Bagshaw.

There was evidence given, that there were two John Johnsons at Kingston upon Hull, but no evidence in court, to prove the bills to be the hand-writing of either of them. He was acquitted on both indictments. See him indicted before, N° 441, in last Mayoralty.

He was detained to be tried for a crime of the same nature in the county of Derby.

331. (L.) Park Standard was indicted for stealing a suit of English colours, value 3 l. 20 pounds weight of iron, value 20 d. and one deep sea lead, weight 20 pounds, the property of John Quince; one flock bed, two blankets, and one

cloth coat, the property of Nicholas Long, May 7. †

Nicholas Long. I was ship-keeper of the Nicholas, lying at Union-stairs. On the 7th of May I went on shore about half an hour after one in the day, and staid about three quarters of an hour; the people called out, my ship was broke open; I went on deck, the people had got hold of the prisoner there; I found the staple of the cabin-door, where the padlock was, twisted off, the colours, some iron-work, and my bed, pulled all about, out of their places, there was nothing gone.

William Woods. I belong to the next ship in the tier; I seeing this ship's cabin-door open, hallooed out, who was there; hearing no answer, I went on board; I found the prisoner in the cabin, I asked him what business he had there; he said, that was no business of mine; I shut the cabin-door, and called for Long to come on board; there came other people and he; we took the prisoner to a magistrate; the prisoner is a sailor, but a stranger to us.

Q. Was he sober?

Woods. He was sober enough to swear.

Q. Cannot a sailor swear when he is drunk?

Woods. Yes; there lay the deep lead, colours, Long's bed and bedding, all ready to carry away; and he, by going over seven or eight boats, could have got on shore.

Prisoner's defence.

I went on board to ship myself; seeing the cabin-door open, I went in; coming out again, this man stopped me; I come from Ipswich, and have nobody here to give me a character. Acquitted.

See him tried before, for a crime of the same nature, N° 447, by the name of John Stewart.

332. (M.) Samuel Letteridge was indicted for stealing a canvas bag, a small key, and a guinea and a half, the property of Thomas Parks, privately from his person, May 12. †

Thomas Parks. On Tuesday the 12th of May, between nine and ten, the prisoner was sitting drinking by me in my master's house, the Castle in King'sland-road, where I am ostler; I fell asleep; when I awaked, I missed my canvas bag with a guinea and a half and a key in it, out of my left-hand breeches pocket; the prisoner then was gone; I had a suspicion he had it; I got a warrant, the constable took him, he can give an account of what passed afterwards; I have known the prisoner some years, I never heard any harm of him before.

William

William Smith. I am headborough. On Saturday the 16th of May, the prosecutor told me he had been robbed of a guinea and a half, a purse and key; he brought a warrant; I was in at the Bull alehouse; the prisoner, two men, and a woman came in, they are all milk people; I told the prisoner I had a warrant against him; one of the men said, blast my eyes if it is not the ostler at the Castle; the prisoner immediately said, if it is I will give him his money, and said he had done the thing, and was sorry for it; he said he had spent the half guinea and changed the guinea; he gave me back a half guinea, a quarter guinea, three shillings, and two sixpences, which he owned were part of the money he had taken from Parks; he bid me tell him, he had flung the key of his box down his master's cellar window.

Prosecutor. I went into my master's cellar, and there found my key.

Prisoner's defence.

I went into the public-house after nine o'clock; I sat and had three pints of beer, the young man was asleep; there was another ostler sat on his left side, my wife and I sat together; I came out at eleven; when at the door, I kicked something; I took it up, it was a purse, and this money in it; I took the money out, and flung the purse and key away.

He called *Bernard Riley, Edward Davis, Mary Ireland, Rachel Scott, Richard Gale, John O'Neal, Mary Glandal, and William Smith the headborough, who all gave him a good character, exclusive of this affair.* Guilty of stealing, but not privately from his person. T.

333. (M.) *Thomas Swinner* was indicted for manslaughter, in slaying *Mary Gardener*, May 5. †

Theresa Hand. *Mary Gardener* was a servant in the house where Mr. Swinner used to visit; there were some words between Mrs. Harrison and she, she had found fault with the meat.

Q. What is Mrs. Harrison?

T. Hand. She keeps a private house, a wine-house; she and I went down to Newmarket races together; *Mary Gardener* having mentioned Mr. Swinner's name, Mrs. Harrison was offended at her: Mr. Swinner came down stairs and said, what have you mentioned my name for, and hit her a slap on the face, she fell down; I went and got some brandy to dress her head, and put a bit of lint into it; I thought she was in a fit; we laid her on the bed, and the last time I went to look at her, I found her dead.

Mr. Pott. I was sent for to examine the body

of *Mary Gardener*; being informed she had received a blow on the head, I inspected it, and found a small wound, the scalp was just divided; I removed the scalp in order to see if the skull had received any injury, that had received none at all, not in the smallest degree; I then removed the skull and examined the membrane that covered the brain, which was unhurt, there was no apparent appearance of any external violence; I removed the membrane and examined the brain, there was no appearance there of any external violence. The next morning I received a letter from the Coroner, signifying the Jury were not satisfied with the examination of the head only, but desired I would examine the whole body, imagining she might receive some injury on some other part; I examined the body very carefully, both belly and breast, and indeed her whole frame; in the cavity of the thorax was a very large quantity of water; there was such an appearance, as implied a very irregular intemperate course of life.

Q. Whether the fall was the occasion of her death?

Pott. There was no apparent reason why she should die of the fall. I have great reason to think she had lived a very intemperate life, and that a disease was brought on herself by intemperance, which was the cause of her death. Acquitted.

334. (M.) *Charles Dutton* was indicted for committing a rape on the body of *Mary O'Neal*, spinster, an infant under the age of ten years, May 13. †

Mary Parsons. I live in the house with the child's mother; the prisoner is a pensioner in Chelsea College, he used to come to the woman's house; she had left him in her house on the 13th of May with her three children; when she found her child was hurt, she desired me to look at the child; the child was in a very bad condition.

Mary O'Neal. I am mother to the child, she was eight years of age last March. I left the prisoner in care of her and two other children on the 13th of May, a boy of three years of age, and a girl between eight and nine months. I found soon after the girl was not right; I examined her; she told me about the prisoner, and what he had done; I was struck with terror, I could not examine the part, I only examined her by speech; then I called *Mary Parsons* in, and she examined her, but I could not look at the child, I was ready to go distracted.

Mr. Thomas. I am a surgeon. The prosecutrix sent for me on the 21st or 22d of May to look at her

her daughter ; I inspected her, and found she had got the foul disease, her private parts were much enlarged and lacerated, and she had a great discharge.

Q. Can you say whether the child was actually penetrated ?

Thomas. Seemingly there had, as much as a child of eight years old could admit of.

Q. Might not the foul disease be communicated without a penetration ?

Thomas. Not to such a child as that.

Q. You say there was a great discharge, of what kind ?

Thomas. Of the same as most venereals are in 8 days standing. After I had examined the child, I examined the prisoner at the bar, I found he had a gonorrhoea ; I asked him how long he had had that distemper ; he told me about four days ; I asked him how he could injure such a child as that ; he said, no, that was all his answer.

Prisoner's defence.

I am not guilty of the thing laid to my charge. Acquitted.

He was detained to be tried at Hicks's hall, for an assault with an intent to commit a rape.

The trials being ended, the court proceeded to give judgment as follows :

Received sentence of Death, 3.

Edward Williams, Thomas Peak, and Joseph Mortbans.

Transportation for 14 years, 1.
Israel Corwen.

Transportation for 7 years, 36.

Moses Bareau, Anne Russel, Thomas Wallford, Robert Vicars, Daniel Turner, Thomas Dixon, John Harris, William Saunders, Joseph Phineas, William Dadsey, Anne Clark, Elizabeth Hart, Michael Cormick, Thomas Smith, James Clements, William Doyle, Richard Spindler, James Mann, Robert Johnson, John Cockle, John Bryan, Elizabeth Manning, John Silvester, Catherine Saunders, Mary Gibbons, Hans Knutson, Edward Hull, otherwise Doleman, Elizabeth Currey, otherwise McGrath, Philip Helingford, Daniel M'Daniel, John Vince, Thomas Conner, Francis Brown, Mary Reaudolf, Charles Preston, John Williams, and Samuel Letteridge.

Whipped, 4.

Anne Eaton, William Lynn, Sarah Wilson, and Charles Brand.

William Elliott, Samuel Knock, Jacob Wood, John M'Donnel, and Lawrence Sweetman, capitally convicted in April Sessions, were executed on Wednesday the 10th of June.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor,

GOD save the KING.

The next sessions begins on Monday the 13th of July at Guildhall, and on Wednesday the 15th at the Old-Bailey.

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
On *Wednesday* the 15th, *Thursday* the 16th, and *Friday* the 17th, of JULY.

In the Seventh Year of His MAJESTY's Reign.

Being the Sixth SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE
SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

NUMBER VI. PART I.

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THE WHOLE P R O C E E D I N G S

O N T H E

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of London; the Hon. Sir HENRY GOULD, Knt. one of the Justices of his Majesty's Court of Common Pleas*; the Hon. Sir RICHARD ASTON, Knt. one of the Justices of his Majesty's Court of King's Bench†; JAMES EYRE, Esq; Recorder‡; and others of his Majesty's Justices of Oyer and Terminer of the said City and County.

LONDON JURY.

John Chamin,	John Hawkins,
Thomas Sharp,	William Corrock,
Samuel Margarum,	George Ribright,
Thomas Carter,	Edward Winwood,
William Broom,	Amos Avery,
James Farmer,	Edward Roberts.

MIDDLESEX JURY.

James Moss,	John Groom,
Francis Sutton,	John Treslove,
John Robertson,	John Ruffel,
James Lake,	Samuel Harman,
James Sheredine,	Thomas Powell,
George Juby,	John Godfrey.

335. (L.) **T**ohn Court was indicted for stealing a linen handkerchief, value 10d. the property of William Bengé, June 26. †

(The prisoner being a foreigner, an interpreter was sworn.)

William Bengé. I am a messenger of the Navy-office. On the 26th of last month, about ten at night, coming out at the Post-office, Lombard-street, I felt something tug at my pocket; I turned about in about three or four yards going, and laid hold of the prisoner; (I was in a little crowd;) I said, I believe you have made free with my pocket; he said, me no understand English; he had his hand behind him; I pulled it forward; he had my handkerchief in his hand; I took him to the watch-house.

Prisoner's defence.

I found it under a coach.

Prosecutor. He had not time from the time I

missed it to sloop, much less to take it from under a coach. Guilty. T.

336. (M.) Anne Adams, otherwise Haydon, spinster, was indicted for stealing a pair of linen sheets, value 3 s. 6 d. and a flat iron, value 6 d. the property of George Coffer, in a certain lodging-room lett by contract, &c. May 28. †

Anne Coffer. I am wife to George Coffer, we live in Great Earl-street, Seven-dials. On the 26th of May last, I lett a ready-furnished lodging for half a crown a week, it was a back garret; the things mentioned in the indictment were part of the furniture; she took the lodging on the Tuesday, and went away on the Wednesday se'nnight following; I missed the things mentioned two days after; I never saw none of her money; I never saw her after till I took her up; I found my flat iron and sheets again.

N. B. The characters * † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

Mary

Mary Jones. I am servant to Mr. Lee, a pawnbroker, in Queen-street, Seven-dials; the prisoner pledged a sheet to me the 29th of May for 1 s.

Edward Harman. I am servant to Mrs. Gibson, a pawnbroker in King-street. The prisoner pledged a sheet and flat iron with me; (all produced in court.)

The prosecutrix deposed to the sheet produced by Mary Jones, and flat iron; the other she believed to be her property, but did not swear to it.

The prisoner said nothing in her defence. Guilty 10 d. T.

337. (M.) *Mary Atkins*, spinster, was indicted for stealing an iron snuff-box, value one penny, and two quarter guineas, the property of Joseph Bevan, from Elizabeth his wife, privately, June 10. †

Elizabeth Bevan. I am wife to Joseph, he is a day-labouring man; last Whittun-Wednesday morning, I and my husband were at a public-house at Ashford all night, dancing there, fifteen of us in company; the prisoner was one of the company. About eleven or twelve in the night she asked me for a pinch of snuff; I took my two 5 s. 3 d. pieces out of an iron snuff-box, and gave her a pinch; I was going home some hours after in the morning, and wanting a pinch of snuff, I went to feel in my pocket, and missed my box with the two 5 s. 3 d. pieces, which I had put in the box again, and I know I had them two hours after she had taken a pinch of snuff. I went back to the alehouse, there was the prisoner; I charged her; she desired to be searched; the landlord found two 5 s. 3 d. pieces in her bosom in a piece of a pocket-handkerchief; she then said she took them out of a joke; after that she used me and my husband and the landlord very ill, and said she would prosecute us if we did not her.

Prisoner's defence.

I found them in the dancing-room, and took them up at two separate times. Acquitted.

338. (M.) *Richard Wykes* was indicted for stealing twelve pounds weight of lead, value 12 d. and a large iron chain, value 18 d. the property of persons unknown, May 27. †

John Moore. I am a paviour. On the 27th of May, about six in the morning, I was at work in Pear-tree-street, I saw the prisoner coming along; I said, I believe you are going on the same game you used to do; (he had worked for me, but did not behave well, so I discharged him;) he turned round very short and went off; he had a bag with something in it; I followed him; he turned and

looked at me, then he went another way; I still followed at a distance; at last he ran into a little house in Goswell-street; it is a chandler's shop, and they sell old iron; he soon came out into the street again; I pushed into the house; he had set his bag behind the door; I took it; there was the lead and chain mentioned in the indictment, in it; (produced in court;) he ran up Compton-street; I having the things, could not run after him; the lead is cock pipe; I advertised it; after he was taken, he told me he had it out of Cherry-tree-alley, Blue-anchor-alley, and Chequer-alley; I went and enquired in the places, the people would not trouble themselves about it; he said he found the chain in the fields.

Q. Did he say he bought the lead?

Moore. No, he did not; he said two men were concerned in taking the lead; they were taken up; then he said they had no concern in it, and they were discharged.

Q. Did he say he stole it?

Moore. No, he said he had it in them places.

Prisoner's defence.

I found the things; they hauled words out of my mouth for me to bring these men in. Acq.

339. (M.) *Mary Talf*, otherwise Brighthurst, was indicted for stealing eight guineas, the property of William Roberts, in the dwelling-house of the said William, June 11. †

William Roberts. I keep a public-house, the Noah's Ark, Clerkenwell; the prisoner was my servant; she came on the 11th of June, and went away the Saturday following; she did not stay three days. I never knew her before.

Q. Had you a character with her?

Roberts. I had, by a woman that was with her when she was taken up; after she was gone, I missed about 17 or 18 l. but I swear to about half that sum; the morning she went away she came down, and while I was busy, she stood loitering; I said, she might find something to do; she grumbled, and still did nothing; my wife being ill, I desired her if she could, to get up and help; she came down, then the prisoner went away while I was in the cellar; after that, a neighbour came, and wanted change for a guinea; I sent my wife to get half a guinea out of the bag; she came and said, there is but one half guinea, and 10 or 12 s. in it; then we suspected the prisoner.

Q. Where was the bag kept?

Roberts. It was kept in the bureau locked up, that is in the back parlour below; we in general take the bag up stairs when we go to bed, but we did not that

that night; the money was missing in the morning; to the best of my knowledge we left it locked over night; we were suspicious of the prisoner; we searched about, and found her at the Stationer's Arms in St. John's street; I begged of her to give me an account of my money, and said I would be as favourable as I could, having money to pay the Saturday morning; there was an old woman with her; she and the prisoner called me all the rogues in the world; we took her in custody; the constable took her into another room, after that I was called in; then the prisoner confessed to me, she had taken two guineas and a half in gold, and a handful of silver; we took her before the Justice; there she confessed she took the money in the afternoon, when my wife went out; we found upon her a little brass thing, which I can swear to, which was in a pigeon-hole by the money.

William Sheldon. I am constable for the upper liberty of St. John's-street. I was sent for on the 13th of June to the Stationers Arms; the prosecutor gave me charge of the prisoner, for robbing him; she had this bundle with her, (*producing a pair of men's black stockings, a pair of women's purple ditto, some handkerchiefs, some silk, some cotton, and a silk hat*); there was an old woman with her; the prisoner said, she had robbed her master of two guineas and a half in gold, and a handful of silver, about 20 s. with which she had bought these things; I summed up the money she said each cost, and found they did not amount to the money; I asked her what was become of the rest of it; then she took out of her pocket a pair of gold ear-rings, a pair of new brass nut-crackers, half a guinea, and two six-pences, (one of them was copper;) which all together made up about three guineas and a half, within a trifle; she always denied taking any more.

Q. Did any body promise her favour if she would confess?

Sheldon. I heard the prosecutor many times promise her to be as favourable as he could.

Mrs. Roberts. I am wife to the prosecutor; I cannot particularly say what money there was in the bag, there was a good deal of silver and gold together; after the prisoner was gone, my husband sent me to the bag to fetch half a guinea, then I missed the money.

Q. Did you or your husband promise her any favour if she would confess?

Mrs. Roberts. My husband promised her, if she would return him five or six guineas, he would forgive her.

Prisoner's defence.

My master said, he would let me go, if I would own I took some; so I thought I had better wrong my conscience than to be confined; my mother had the money by her with which I bought the things, she gave it me.

Prosecutor. She hired herself to me by the name of Mary Calf, and when we came before the Justice, she said her name was Mary Bringhurst.

Mary Clark. I am the prisoner's mother.

Q. Did you give your daughter money to buy these things here produced?

M. Clark. No, she had; money in her box, she came and took it out; I cannot say how much there was of it. Acquitted.

340. (M.) Elizabeth Deland, widow, was indicted for stealing seven linen shirts, value 20 s. one linen stock, value 2 s. one linen table-cloth, value 4 s. a pair of worsted stockings, value 2 s. and a silver table spoon, value 8 s. the property of Henry Wicksteed, June 5. *

Hen. Wicksteed. I make gold-beater's skin; the prisoner worked for me as a journeywoman; I missed a silver table-spoon in February last, but not knowing who to accuse, I took no notice of it. On the 4th of June there were some shirts missing, and on the 5th a general search was made; then there was six missing, and the other things; I suspected the prisoner; I went for a warrant; the Justice was out of the way; when I returned there was a seventh shirt missing; I then told her, she certainly was the person that robbed me; I took her up; after which she confessed to my brother who is here present, to give an account of it.

Thomas Wicksteed. I am brother to the prosecutor; the prisoner acknowledged to me she had taken seven shirts, some stockings, a table-cloth, and stock, and told me where she had pawned them.

William Sharp, William Ward, and Anna Maria Clark, three pawnbrokers, to whom the prisoner directed the prosecutor, produced the table-spoon and shirts; the prosecutor deposed to the latter by the marks, and believed the spoon to be his property, (it not being marked) but the prisoner acknowledged it was his property, and said in her defence, the maid servant had told her it was usual to pawn things and release them again, and she gave her these things, and she pawned them. Guilty. T.

341, 342. (M.) John Bagnell and John Fisher were indicted for stealing 17 yards of silk ribbon, value 4 s. the property of Mary Thompson and Jane Thompson, spinsters, June 26. *

Mary

Mary Thompson. Jane Thompson, my sister, and I are partners; we keep a millener's shop in Lee-street, near Red-lion-square. Between seven and eight o'clock on Friday morning the 26th of June, the two prisoners came into our shop as we were going to hang out the shop. I was in the back parlour; they came under the pretence of buying garters; there was a little girl in the shop, about fourteen years and a half old, she told them we did not sell garters: Bagnell took up some ribbon, and gave it to Fisher, and said, *brush it*; they went off, but never ran till they had turned the corner; Fisher dropped one piece of ribbon in the shop, but took another away; I saw Fisher give the piece to Bagnell at the corner of the street.

James Smith. I live opposite the lady's shop; I saw the two boys go in on the 26th of June, and saw them very busy about the ribbons; I saw Fisher take something, I could not tell what; Bagnell came out first, and Fisher gave him something, and Bagnell put it under his coat; I went over, and told Mrs. Thompson the boys had robbed her; I pursued; they ran, and I after them, and took Fisher; he asked me what I wanted with him; I said, where is the boy you gave something to, the lady has lost some ribbon; I took him back, and Bagnell was brought back by another person.

Bagnell's defence.

I am as innocent as the child unborn; I picked up some ribbon lying near the step of the door, I took it up and gave it the gentlewoman.

M. Thompson. He took up that piece that was dropped and gave it me.

Fisher's defence.

I know nothing of the affair; there were two other boys, but they did not belong to us.

Bagnell called Anne Newland of Broad St. Giles's, James Wallis of Long-lane, Smithfield, for whom he had worked; Robert Roberts, Jonathan Chapman, and George Gardener, who all gave him a good character. Both guilty. Bagnell recommended. Fisher T. Bagnell B.

See Fisher an evidence against Harris, who was capitally convicted in May Sessions, N^o 222.

343. (M.) Jane Brown, otherwise Dettot, spinster, was indicted for stealing a cotton gown, value 5 s. a linen apron, value 1 s. and a silk hat, value 6 d. the property of Herbert Edward Gibson, July 6. †

Mary Gibson. I am wife to Herbert Edward Gib-

son; we live in Church-yard-alley, in the parish of Aldgate. I lost the things mentioned in the indictment a little after ten o'clock at night, the 6th instant, from out of my room; I had seen them within five minutes of the time I missed them; I went to a pawnbroker's the next morning, to desire if any of the things were brought to stop them; there I saw my hat lying in the window; I wanted to know what name it was brought in, and in the mean time the prisoner came in; the pawnbroker said she brought it; I desired him to stop her, which he did.

Thomas Beckford. I am apprentice to Mr. Forsell, a pawnbroker in East Smithfield; the prisoner had used our shop for about a month or six weeks.

Q. Did she come often with things?

Beckford. She has come several times, three or four times in a week.

Q. Have you many such customers come to your shop?

Beckford. We may have six or seven hundred in a week come to bring and fetch out things; she had had a hat in a little before, and she came and threw this hat on the counter, and asked for the other hat out; after that she brought a gown and apron, and wanted to pledge them; I lent her 6 s. upon them.

Q. What did you lend her upon the hat?

Beckford. She had had 4 d. upon the other hat, and she took that out, and left this for four-pence halfpenny.

Q. Did she tell you where she lived?

Beckford. She said she lived in Blue-anchor-yard, in lodgings.

Q. Do you book every thing?

Beckford. We do.

Q. Have you it here, I should be glad to see it; it would be a great curiosity. (*The hat, gown, and apron produced in court, and deposed to by Mrs. Gibson.*)

Prisoner's defence.

I never pawned things of my own but twice. Guilty. T.

344. Thomas Lawrence was indicted for stealing a paste shirt breast-buckle set in silver, value 5 s. the property of William Mitchel, June 26. †

William Mitchel. I have a stand at the Thistle and Crown in Piccadilly. I missed a paste breast-buckle out of my glass-case on the 26th of June, I had cleaned it about four o'clock that afternoon; the prisoner was out of place, and he lodged at

K k k

the Thistle and Crown. I suspected him, and charged him with taking it; he confessed he had taken and pawned it at the corner of George's-court; he went with me there, where it was produced; I missed other things which are not laid in the indictment, and he confessed he had taken and sold as many as fetched him 1 l. 14 s.

Joseph Fleming. I am servant to Mr. Murthwaite, a pawnbroker, at the corner of George's-court, Princess-street, near Leicester-fields; the prisoner came and said he wanted to buy a shirt-buckle; I shewed him a good many; he said there was none that he liked; then he shew'd me this, and said it cost him 7 s. saying it was very difficult to get into his shirt, and he wanted to change it: I bought it of him for 4 s. (*produced and deposed to.*)

Prisoner's defence.

I did take it and carry it to Mr. Fleming; I came from Manilla, and have been in England three years. Guilty. T.

345. (M.) Thomas Aylesbury was indicted for stealing a guinea, the property of William Twining, July 7.

William Twining. I live at Ealing; my mother keeps a public-house, and I follow farming business; the prisoner is a young recruit, and was quartered in her house; he lay in the next room to me; my breeches were hanging up in my room with a guinea in the pocket, and he was the last person up stairs; he went away in the forenoon on the 7th of July; I pursued him, and overtook him on the other side Tyburn turnpike; I challenged him with taking the guinea; he denied it; I took him in at a public-house, and while we were drinking, he dropped a guinea into the quart pot out of his mouth; then he said, I should not have it, it was not mine, but I can swear to it by a black spot on it; (*produced in court*;) this is the same guinea that I lost; I described the spot on it after it was taken out of the pot, when in the man's hand that took it out; I was not sure on which side the spot was; he asked me on which side it was before I saw it; I said I believed on the tail side, but it was on the head side; there was a serjeant and two other recruits with him when I took him up.

Luke Shea. I am a serjeant; the prisoner and another recruit and I were coming to London; the prosecutor came on horseback, and said, that man does not belong to you, he belongs to me; said I, is he an-apprentice; no, said he, he has robbed me of a guinea; the prisoner denied

it; we took him in at the house of Mr. Green; I said to the prosecutor, be advised by the landlord; he and the landlord went out, and when they came in again, they drank to the prisoner; as the prisoner was drinking, I heard something tinkle in his mouth; presently I said, there is something in the pot that ought not to be in it; the prisoner said it is the guinea; directly I called the landlord to let us have a fresh tankard; we put the beer out into another tankard, and found the guinea at the bottom; the landlord said to me, do you keep it till you come to a Justice of the peace; I had no other gold about me but a quarter guinea, so I put it in my coat pocket among some silver and halfpence, and brought it to Justice Spinnage; the prosecutor was asked, if there was any mark upon it; he said there was a spot upon it, he thought it was on the tail side, but he did not know which; the prisoner had been in pay with me but thirteen days; I picked him up in the city of London.

John Green. The prosecutor and prisoner came into my house with the serjeant; the prosecutor told me he had lost a guinea, and he suspected the prisoner; while we were talking, the serjeant called to me, and said, look, landlord, here is a guinea in this pot, take it out; I desired him to put it in his pocket till it was decided before a magistrate.

Prisoner's defence.

We were going down to Chatham; there were five or six brother recruits; I had a trifle of money that I had worked hard for; I took care that the others should not rob me of it; I took it out of my pocket, and asked the servant for change; I had a guinea in one hand and my hat in the other; I put the guinea in my mouth, and in drinking, it dropped out; they asked what it was, I said it was a guinea.

L. to Shea. Did you hear the prisoner ask the servant for change?

Shea. No, I did not, and I was but about three feet from him.

The prisoner called his father, Bartholomew Beal, and John Hunt, who gave him a good character. Guilty. T.

346. (M.) John Abery was indicted for stealing a linen sheet, value 5 s. two table silver spoons, value 10 s. and two silver tea-spoons, value 5 s. the property of Philip Gibson, June 20. †

Philip Gibson. I keep a public-house; the prisoner came into my house on Friday night the 19th of June, and asked me if he could have a bed; he was told he might; he had some wine and

and water, and then went up stairs to bed, and came down the next morning about half an hour after nine. I asked him if he had paid for his lodging; he said he had; that was the first time I saw him; he went out of the house; my wife being in bed, knocked against the partition; I sent my girl up; she told the girl there had been a man in a black coat in her room had taken the silver spoons; the girl came and told me; (the prisoner had laid in a two pair of stairs room, and I had left my room door open the stairs below when I came down;) we sent people after him, and the maid happened to meet with him, and brought him back in about ten minutes; then he wanted to go to the necessary-house, we would not let him; then he wanted to go up stairs; I insisted upon searching him; as soon as I came in, we found a sheet which he had taken from the bed he lay on, wrapped round his body; he had delivered up the spoons just before I came in; then we went up stairs, and missed the sheet from the bed.

Mary Faulkner. I am servant to the prosecutor; when the spoons were missing we went to see for the prisoner, and I took him at a place called Cat's-hole, and brought him back; when we would not let him go up stairs, he flung three of the spoons down at the foot of the stairs, and I took them up; the other spoon he gave me into my hand; (*the sheet and spoons produced and deposited to*)

Prisoner's defence.

I found these things in the corner of a necessary-house, where the girl came to me; she asked me to come back; I did, and being in a fright, I took the spoons out, and gave them to her; whether the things were their property I do not know. Guilty. T.

347. (L.) Richard Clark was indicted for stealing 24 pounds weight of beef, value 5 s. the property of William Waine, June 14. †

David Riddle. I was a watchman; I stopped the prisoner with a bag, in which were two pieces of beef, about a quarter after three o'clock in the morning on the 14th of June; he dropped a pick-lock key; I and my brother watchman took him to the watch-house, there he dropped under the bench two more. On the Monday morning I went to Leadenhall-market, to enquire who had lost any beef, and found the prosecutor, who had it delivered it to him before my Lord-Mayor. (*The three keys produced in court, one of them bent like a hook.*)

William Waine. I am a butcher, and live in

Leadenhall-market; I can only say the beef was my property; I was in bed when it was taken; I saw it again on the 15th before my Lord-Mayor; it was taken out of Mr. Gurney's shop; I pay him a shilling a week to hang my meat there.

James Boston. I am servant to the prosecutor; I hung the two pieces of beef up in Mr. Gurney's shop on the 13th of June, about eleven or twelve at night, and locked the shop-door; Mr. Gurney's man was at the shop on the Monday morning before me; I came soon after we missed the beef, and about eight or nine o'clock the beef was brought into the market by the watchman, and I knew it immediately; the prisoner said he found it in the market.

Prisoner's defence.

Is there any farther accusation laid to my charge, if there is, I will answer them all together. I had been as far as Billingsgate; coming back again, I saw a small bag lying; I crossed over the way, and took it up, there was some dirt on it; I flung it on my back. Is there any farther charge? (I would not affront the court, but as an Englishman I would plead my own cause.) As I was walking along, (it was a very fine morning) I was in the middle of the road, thinking no harm, something ran into my hand; I found it was a sort of a butcher's hook; I took and put it in my pocket; coming along at the end of Camomile-street, there came three watchmen; one of them said, what have you got there; said I, I cannot tell hardly; said he, then I'll see what it is, let me look at it directly; they collared me; one pushed me one way, another another, and as they were pushing me this hook dropped; they used some vulgar words, which I am not used to, and took me to the watch-house; there were several people in the watch-house, drinking strong beer; they discharged them; there the watchmen said they saw something drop; then another of them said, there is another butcher's hook. I said, gentlemen, I am quite unacquainted in your affairs, I will not give you any answer until I come before a superior court; they carried me before the Right Hon. the Lord-Mayor; I asked him whether I might speak, and like a wise magistrate, he said, speak what you have to say; I told him how I came by it; he said, good man, or honest man, (I will not be sure which) that will be of service to you when you come to the Old-Bailey; accordingly I made a reverential bow to him. Now, my Lord, I hope it will be no affront to the court, only just to speak a word or two, by your Lordship's good leave—

A proper Englishman cannot be convicted, unless there are two sufficient witnesses to affect him ; there is none, you see by your wife enquiry, can say I am guilty of the affair I stand accused of at this bar ; I did wish I might fall under a wise and prudent judge, and a good, judicious, tender, conscientious and righteous jury, for I am really innocent of the thing ; but I will take care never more to offend my King, my God, or my country ; I am a silk-weaver, and live at the upper end of Whitecross-street. I never was in such an unfortunate place as this in my life before. Guilty. T.

348. John Page was indicted, for that he, on the 25th of June, in the night time, the dwelling-house of Thomas Tomlinson did break and enter, and stealing a pair of silk stockings, three pair of worsted stockings, a pair of leather pumps, a napkin, a tin cannister, a penknife, a pewter medal, a leather bag, 2400 copper halfpence, and 200 copper farthings, the property of Thomas Tomlinson, in his dwelling-house. †

Thomas Tomlinson. I keep a public-house in Petticoat-lane, the sign of the King of Prussia on horseback ; I bolted all the doors, and made all fast on the 25th of June, and went to bed, and when I got up the next morning, at about four o'clock, I found there were two panes of the window taken out on the back side of my house, which goes into Five Inkhorn-court, so that they, with some difficulty, could put an arm in and reach the bolt, and so take out the two pins ; one was to get to the pin of the shutter, and the other to turn the screw of the casement ; the shutter did not quite reach to the top of the window ; the shutter had been taken down, so as to get in at the casement, but they had shut the casement, and put the shutter in its place again ; I found my two doors open, one opens in the entry, and the other in the street ; the drawer in my bar was broke ; I missed upwards of 5 l. in halfpence, and a leather bag with upwards of 200 farthings, a new pair of pumps from a shelf in the bar-room, a pair of new silk stockings, three pair of worsted stockings, a napkin, a tin cannister, a penknife with a particular handle made of brass. On the 8th of this month a man came to me, and asked me if I had been robbed of a great many halfpence ; I said I had ; he said there was a man in Spitalfields watch house that was suspected to be the man ; I went there ; the man told me he had found upon the prisoner 3 s. 7 d. a key and a penknife ; the prisoner was by at the time he shewed me the penknife ; I knew it to be mine ; we took him before

the sitting Justices in Whitechapel ; there he owned before them he had robbed me, and that he did it himself ; I asked him where the pumps and things were ; he said they were in a box at his lodgings in George-yard, in Whitechapel parish, at the house of one Warner ; the box was sent for, and brought locked ; the constable that searched the prisoner had the key to it ; the box was there opened, and in it were the stockings, pumps, tin cannister, pewter medal, (which was in the box where my money was, it was what I call a bad half-crown) and about 17 s. 6 d. in halfpence and farthings, and a leather purse ; I can swear to the stockings, pumps, cannister, bad half-crown, leather purse, and penknife ; the prisoner said he broke my house about two o'clock in the night. I said, you must have somebody to assist you ; he said he had no body with him ; he said he got in at the window, and the very bolt of my window we found in his box.

John Barwick. I was the officer of the night. On the 7th of this instant July was my watch-night ; the prisoner was brought there ; he was caught in a publican's room, where his servant lay ; I had information brought me by the man where he lodged, that the prisoner had a good many halfpence in his box. I sent for Mr. Tomlinson, who came ; I shewed him the penknife, and he swore to it ; I found that and 3 s. 7 d. upon the prisoner ; we took him to the bench of Justices in Whitechapel ; there he owned he had got into Mr. Tomlinson's house, and took the things, and that they were in his box ; the box was sent for ; it was opened with the key which he had before owned to be his property ; in the box was found the pumps, stockings, cannister, napkin, a bad half-crown, some halfpence, and the pin of my window.

Andrew Stonehouse. I was present when the prisoner was searched, and the penknife found in his pocket ; and I heard him confess before the Justices, he had taken the things mentioned, and that they were in his box at Mr. Warner's where he lodged ; I was sent for it, and I brought it locked ; the things were found in it ; (produced in court, and deposed to by the prosecutor.)

Prisoner's defence.

The prosecutor said, if I would tell him where the things were, he would set me at liberty ; a man was running, and he dropped a bag with these things in it ; I picked it up, and carried it home ; I am a weaver, and came from Norwich. I have been in London but about six or eight weeks.

Q. to prosecutor. Did you promise the prisoner as he has mentioned?

Prosecutor. No, I never said such a word to him.

Constable. There was no such promise made him in my hearing. Guilty. Death.

349. (L.) Joseph Sleath was indicted for stealing a silk handkerchief, value 12 d. the property of John Robinson, June 21. †

John Robinson. On Sunday the 21st of June, about nine at night, I was upon Snow-hill; a nephew of mine who was walking behind me, told me a man had picked my pocket of my handkerchief.

Q. from prisoner. Did you not at that time see a man run past you as hard as he could?

Robinson. No, I did not; there were about seven or eight people passing and repassing.

William Turner. My uncle the prosecutor, and another gentleman, were walking together; I was just behind them; I saw the prisoner take my uncle's handkerchief out of his pocket; I took hold of him by the collar; there was another fellow with him behind; he went away directly; the prisoner put his hand behind him when I collared him, and immediately I saw the handkerchief on the ground, but did not see it fall; then I spoke to my uncle; we were taking the prisoner up the hill, he got away and ran, and I after him, and took him again before I lost sight of him; then we took him to St. Sepulchre's watch-house.

Q. from prisoner. Whether you did not say at the watch-house you saw a man run away?

Turner. Yes, I did, but that was three or four yards behind the prisoner; he crossed the way, and ran as fast as he could; but I having got the man that took the handkerchief out, I did not look after him; (*the handkerchief produced and deposited to.*)

Prisoner's defence.

I live in Jacob's-court; my master and I had a few words on the Saturday night, and I went away as far as Tower-street, and going along, this happened. I am a painter. Guilty. T.

350. (M.) Mary Wright, widow, was indicted for stealing a brass pottage-pot, value 5 s. the property of John Spink, June 29. *

Mary Spink. I am wife to the prosecutor; we live in Cattle-street, Marybone parish; about a fortnight ago, I lost a brass pottage-pot out of our area; the watchman called me up about two in the morning, and said he had followed a woman from my area with a pottage-pot up to Cavendish-

square; I went there, and saw the pot and the prisoner; he had given her in charge with two men; (*the pot produced and deposited to.*)

Lawrence Abel. After I had done calling the hour of two, I came round silent, I met the prisoner with this pot; I asked where she lived; she said in Fleet-street, and had been washing, and had used her own pot.

Q. Was she going towards Fleet-street?

Abel. She was standing stock still when I met her; I said, you must give a better account before you and I part; she was about seven or eight yards from Mr. Spink's house, when I first met her, she began to fling and tear to get away; she tore the clothes off her back to the waistband of her petticoats; at last she said, here take the pot, and let me go about my business; I said, no, you shall not quit me till I get to another place. I brought her to the watch-house; I went and knocked at Mr. Spink's door, and Mrs. Spink came and owned the pot.

Prisoner's defence.

I was going to my daily labour; a man hired me to carry the pot, and was to give me 6 d. to carry it to Drury-lane. I live in Fleet-street; I took it, and left that man at the King's-head in Tyburn-road.

Q. to Abel. Did you see a man with the prisoner?

Abel. I saw a man in the area when I first saw the prisoner, but he got away. Guilty. T.

351. (M.) Eleanor Carrol, spinster, was indicted for stealing a cloth coat, value 20 s. a cloth waistcoat, value 10 s. and a linen handkerchief, value 1 s. the property of William Mills, June 1. *

William Mills. I live in Crown-court, Fleet-street; I never saw the prisoner till I saw her before Sir John Fielding; I lost a brown cloth coat and waistcoat with metal buttons, on the 1st of June, there was a red and white handkerchief in the pocket. On the Thursday evening I sent to borrow the Gazetteer of the day before, in which paper I saw the coat and handkerchief advertised, Stopped, supposed to be stolen, to go to see it at Justice Fielding's; I went on the Friday morning; I was desired to go to the beadle of St. Clement's parish, in whose hands the clothes were; I went; Mr. Bond the beadle, told me there were a pair of gloves in the pocket; I described them, being doe-skin, and the fingers cut part off on the left-hand glove; he shewed them me, they were my property; I went to the Justice the next day, being

Saturday; he examined her; she said she bought the things of a woman in Holbourn.

William Wooler. On Monday the 1st of June, about eight in the evening, this woman at the bar was detained in my house; I live in St. Clement Danes, and am a perrwig maker; she was taken in my lodger's room; she had these clothes and a hat, and other things with her; I asked her how she came by these clothes; she said she never saw them till she saw them in my house; we had a suspicion she wanted to pilfer something, she being a stranger; I got a constable, and took her before Sir John Fielding; the clothes were put into the custody of the beadle; she said she bought them in Holbourn; she would have left the clothes with me, if I would have let her go.

Q. from prisoner. Did I not ask for Dr. Carroll?

Wooler. I know no such Doctor; she did say she wanted a Doctor of that name; and said, she was recommended to him at my house.

William Barker. The prisoner came to my master's shop about four o'clock the 1st of June; she looked earnestly in at the window; after which, my master's kinswoman rapped hard under where I sat; I went into the passage, and going up stairs, I met the prisoner coming down; I saw these clothes in her apron; I took them out, she had other things; I asked her how she came by them; she said she bought them in Westminster; I took the coat and waistcoat to be my master's kinsman's property, being much the colour: I said, if she came again the next day at such a time, if they were her property, she should have them again; she very willingly gave them to me, and went away: it was thought she might have been in a room backwards; then I went and found her, and brought her back, and asked her where she got the clothes; she said, from St. James's-street, by St. James's-gate; after that, she said she bought them in Pall-mall; she was very much in liquor; I detained her; then my master came in; he asked her several times where she got them; she varied every time; she said she got them in the Strand; then she said a woman gave them to her in Arundel-street.

James Boud. I am the officer; the clothes were delivered into my custody, and they were advertised, by which means the prosecutor found them.

Prisoner's defence.

I bought the clothes that afternoon.

For the prisoner.

Judith Layton. I held the prisoner's child while

she paid some money for some clothes, which woman seemed to be an old clothes woman; it was that day in the afternoon.

Q. Did you know her before?

J. Layton. No, I did not, I never saw her before.

Q. How came you to know of coming here?

J. Layton. She sent for me.

Q. Did you go before Sir John Fielding?

J. Layton. I did.

Q. Did you tell this story there?

J. Layton. I never told it to Sir John, nor no body else; I was too late.

Q. Whereabouts in Holbourn did she pay the money you mentioned?

J. Layton. It was just a little on this side the One Tun.

Q. What is your business?

J. Layton. I work at washing and scouring.

Margaret Doyle. The prisoner was a lodger of mine twelve months; I have lent her half a guinea and a guinea at a time, to buy old clothes; she never wronged me of a farthing; I have known her two years.

Q. Have you ever heard her mention such a name as Dr. Carroll?

M. Doyle. I have.

Mary Kelly. She lived with me six months in Poppin's-court, Fleet-street.

Q. Is the prisoner a single or a married woman?

M. Kelly. She is a married woman; her husband is a paviour.

Q. to prosecutor. Do you know whether she has a husband?

Prosecutor. She said she was not married when she was taken up.

M. Kelly. I do not know whether she has a husband or not, I know she buys rags and old clothes; I am in the same way myself. Acquitted.

352. (M.) Catharine Goadson, spinster, was indicted for stealing forty-seven pieces of silk ribbon, value 10s. one pair of stuff pumps, value 2s. three pair of leather pumps, value 1s. fourteen pieces of silk lace, containing fifteen yards, value 8s. one pair of silk gloves, value 2s. and two pair of yarn stockings, the property of William Roworth, July 13. †

William Roworth. I keep a haberdasher's shop at Illington; last Monday I came home about half an hour after twelve o'clock at noon, my wife met

met me, and said, we have found a thief, and said it was our maid, the prisoner; she took me up stairs, and turned up the bed, and between the bed and facking lay a great many pieces of ribbon, concealed in her clothes; I went down stairs, the prisoner was in the kitchen; my wife said, take care she does not get away backwards; I went out, and saw a bundle lying in the coal-shed; my wife went and brought them in; there were more ribbons and other things; there were about eight yards of blond lace, about seven yards of black lace, some gauze, a pair of callimanco pumps, three pair of leather pumps for children, two red Morocco and one black, a pair of silk gloves, and a pair of child's stockings.

Q. Where were the greatest quantity, in the coal-shed or under the bed?

Roworth. I believe the greatest quantity was under the bed; I charged the prisoner with taking them, and asked her if she had any body concerned with her; she said, no, but would not say any thing more.

Q. Does any body else live in your house?

Roworth. Yes, there is Mr. Stark, a hair-merchant in Bartholomew-cloze, has a lodging there, but neither he nor any of his family were in the house at that time. I took the prisoner before Justice Girdler; he asked her where she had the things; she made no answer a good while, but at last she said she bought the shoes in Coleman-street; two of the shoes have the maker's name on them that works for me, he lives in Newgate-street; as to the other things she could give no account at all.

Q. How long had she lived with you?

Roworth. She had lived with me two months that day; the pair of shoes that are not marked, I know well to be my property.

Mary Roworth. I am wife to the prosecutor; I missed a pair of silk shoes; I went up with intent to search the prisoner's clothes, and found several trifling things of mine not worth mentioning; in searching the bed I found between the bed and the facking some ribbon, some lace and stockings, a good many of them were in the prisoner's pocket which lay there. When Mr. Roworth came home, I told him of it, and shewed him them. I said after that, she might get out backwards; he went to see, and came back, and said he had found a bundle in the coal-hole; I said to the prisoner, Kitty, you are a sad girl, what you have done will transport you; she made me no answer, nor owned to any thing. I had a good character with her, but I had given her warning above a month,

and she was to have left me as last night; these things were found but last Monday. She had no box to lock any thing up in at my house.

Q. What was the reason you gave her warning?

M. Roworth. I had a young child, and she did not like nursing.

The prisoner said nothing in her defence. Guilty. T.

353. (M.) Joseph Mase was indicted (together with Thomas Roberts not taken) for stealing a pier-glass, value 10 s. nineteen towels, value 3 s. three garden spades, value 5 s. two pick-axes, value 2 s. one hatchet, value 6 d. and one iron saw, value 12 d. the property of Joshua Crew, May 22. †

Joshua Crew. I live at Peerless-Pool; my place was robbed of these things mentioned in the indictment. By virtue of an advertisement I heard of them again; I sent Swindal my servant, who knew them better than I did, to see them; he is here to give an account of them.

Richard Swindal. I am servant to Mr. Crew; these things being missing, after my master had read the advertisement, he sent me to see them; they were lost the 22d of May, the spades and pick-axes out of our gardens at Peerless-Pool, from out of a lumber-room, and the pier-glass out of the cold-bath room, and towels out of that room and other places in the garden; these things were found in the prisoner's lodgings in Coverly's-fields by the constable.

Matthew Croker. I am constable; on the 26th of May the watchman of our town stopped a woman that the prisoner calls his wife; the gentlemen of our parish, having lost a quantity of gutter-lead, he went to Sir John Fielding for a search-warrant, to search the prisoner's house; I went, and there found the things, all except the glass, which I have got pieces of, cut to pieces.

Prosecutor. There was wrote upon the glass with a diamond, Peerless-Pool, pray stop the bearer (some pieces of glass produced) we imagine these to be part of it cut to pieces, to take them words out.

Croker. When I first took the prisoner he said, what have I done? I said, Joe, you know what you have done; he said, well, I know what I am guilty of. The next day I showed these things to Swindal; he swore to them directly as his master's property (produced in court, all but the glass, and deposed to).

Prisoner's defence.

I was at work for a gentleman; when I came home at night there had been a man there, one that

that had worked with me some time past; my wife told me he had left some things there, and that he said his landlord was going to seize his things for rent, and he desired they might be there till he called for them. I am as innocent of the fact as any man in court.

To his character.

William Green. I am a bricklayer, the prisoner is a labourer; I have known him about two years, I never heard any bad of him till this time.

James Woodward. I am a shoemaker, and live in Spitalfields; I have known him about four years and a half; he rented a room of me two years; I never heard any thing amiss of him of this kind before. Acquitted.

(M.) He was a second time indicted for stealing five iron pottage-pots, value 3 s. (in company with Thomas Roberts, not taken) the property of Emanuel Martin, May 24. †

Emanuel Martin. I am a publican, at the White Bear in Well-street, Mile-end New-town; I missed the iron pots on the 24th of May; on the 6th of July the prisoner's wife was taken in custody, and there was a warrant to search his house; and as other neighbours had lost goods, we went to see if we could find any thing; and three of my iron pots were found in his closet. The prisoner said, they were brought in by a labourer in the night time; that is all I heard him say.

Prisoner's defence.

I know nothing at all about them. Acquitted.

354. 355. 356. (M.) William Cox, Thomas Dawson, and Anne Smith, were indicted, the two first for stealing five silver tea-spoons, value 5 s. a silver strainer, value 1 s. a pair of silver sugar-tongs, value 1 s. a gold ring with garnets and rose diamonds, value 8 l. the property of Philip Gad; and the other for receiving a silver tea-spoon and a pair of silver tea-tongs, part of the said goods, well knowing them to have been stolen, June 16. †

Anne Gad. Philip Gad is my husband, I live at Somerset-house; I lost the things mentioned in the indictment the 16th of June, about three in the afternoon, neither I nor my husband were at home; I came home in the evening about eight, a neighbour's boy told me he saw the two boys at the bar, playing before my door; we went to Sir John Fielding, and told him our suspicion, and he sent for them.

Q. How old are they?

A. Gad. The oldest is about thirteen years of age; they owned to the taking of the things out

of my room, and that one of the spoons was broke and sold for 3 d. the little boy Dawson told me, that Anne Smith had bought one of the spoons and the tongs; we went to her house with the boy, and she owned she had bought a spoon and the tongs of them; and he told me of having offered one silver spoon to a silversmith, and that he stopped it.

Q. Where did Anne Smith live?

A. Gad. She lived in Black-boy-alley, in a private house; she gave up the spoon, and said, the tongs were pawned in Cow-cross, with one Clark; we went there, and it was delivered; she said, the boys told her they found them; then the boy carried us to Leicester-fields, to a silversmith's; the gentleman told us, that Cox brought the gold ring to him, and he stopt it; we found it there; I never found the rest of my things.

Richard Newton. I live at the corner of Benjamin-street, Cow-cross, with Mr. Clark, a pawnbroker; I took in this pair of tea-tongs of Anne Smith, on the 17th of June (*produced and deposited to by prosecutrix*).

Joseph Stevenson. I am a constable; I took up these boys at the bar, I took Dawson first; he told me where he sold one of the spoons and tongs, and took me to the woman at the bar; she gave me the spoon out of a little drawer under her table, and owned where she had pawned the tongs; we went to the pawnbroker, and ordered him to bring them to Sir John Fielding; Dawson and Smith were committed for further examination, and as we were coming back we met Cox, we took him in custody; when we charged him with the fact, he did not deny it, he said little or nothing about it; I cannot say that he did own it; we searched him, but found nothing upon him.

Joseph Fisher. I am a goldsmith in Leicester-fields; the prisoner Cox, with another boy a little bigger than Dawson, came to my shop, and brought this ring; I happened not to be at home; this was about three weeks ago; they said they found it; my man said they ought to be charged with a constable; this he told me; he said they must leave the ring till his master comes home, and they to come again in the morning. In the morning Cox and another boy came; I asked them how they came by it; they said they found it in Lombard-street, or some such name; I said, I am fearful you are bad boys, I have a good mind to send for a constable; one said, he picked it up, and the other that he saw him; I said, I should keep the ring till they bring somebody to testify for them. I think Cox said, he worked for somebody

body in Bedford-row; the boy came again on the Thursday in the afternoon, and wanted the ring; I said, I will not part from it, without you bring your master; on the next morning there came a man from Sir John Fielding with the prosecutrix, and asked me about it (*the ring produced in court, and deposed to*).

Cox's defence.

This little boy and I were at play by that old wall, and a boy that belongs to St. Clement's school, came and brought them things; I took that ring to the goldsmith's shop, to know if it was gold or not, I did not go to sell it; then we carried a spoon to this young woman (*meaning Smith*). we lost that other boy in Covent-garden; then we went down into Field-lane, and so to Smith's house; he was going to break the spoon, and she gave him a shilling for it; then he came with the tongs; she took them of him, and asked him how he came by them. I am a plaisterer by trade; my master lives in Bedford-row.

Cox called John Jones, a watchmaker, in Chick-lane, Grace Belforth, Sarah Dark, John Hickley, Elizabeth Turner, Catherine Hyde, and John Mills, who all gave him a good character.

Dawson's defence.

Another boy gave us the things; we were playing at trap-ball, he asked us to go and sell them for him; he said he found them, so we went along with him to Covent-garden market; then that boy ran away; I was not within the door where the place was broke; it was Cox carried the spoons to Smith, and I went with him; we went to sell them; I am but nine years old.

To his character.

Jemima Dawson. I am his mother.

Q. How old is he?

J. Dawson. He is as he says.

Q. Is he not older?

J. Dawson. The truth is, he is not twelve years of age; but I can hardly tell, for I can neither write nor read.

Smith's defence.

I sell oranges at the Royal Exchange; I had been out, and Dawson was sitting on the dunghill by our door; he was going to break a spoon; I asked him what he was going to do with it; he said he would sell it for a shilling, if I would buy it; I gave him a shilling for it; he went and sat upon the dunghill again, and came to me presently after, and asked me if I would buy a pair of tea-tongs; I asked him how he came by them; he said he found the things in a stocking; I had the tongs in my hand, and some money; he

wanted to snatch the tongs out of my hand; I dropt six-pence; he took it up, and ran away.

To her character.

Richard Newton, the pawnbroker's servant, said he had known her between three and four years; that she sells oranges and lemons; that she used to pawn her things at his master's house often, and fetched them out again.

Cox and Dawson Guilty. T. Smith T. 14.

357, 358. Henry Donnelly and William Jones, were indicted, for that they, on the 30th of June, about the hour of one in the night, the dwelling-house of Mungo Baikie, did break and enter, and stealing one looking-glass with a wooden frame, value 2 s. two napkins, value 1 s. one silver tea-spoon, value 1 s. one linen pillow-case, value 1 s. two pair of scissors, value 2 s. one china basin, value 6 d. and one leather pocket-book, value 1 s. the property of the said Mungo, in his dwelling-house. †

Mungo Baikie. I live in Orange-street, Leicester-fields, but I have a small house and garden behind the Adam and Eve at Tottenham-court turnpike. At the time I was robbed there was nobody in it; for this three summers past I have resided there; I was there the evening before; I had put up some looking-glasses, and had a bed, chair, and things there.

Q. When did you lie in the house last?

Baikie. I had not laid in it since last summer; I was there the evening of the 30th of June; on the first of July this card was brought to me (*producing one*) by which I was directed to come to Sir John Fielding at eleven o'clock; I did not know then that I had left my pocket-book there, the card I had left in it; I went there; I found a small looking-glass with a wooden frame; a pillow-case taken off of a pillow that I had laid on the bed, two napkins, two pair of scissors, and a pocket-book, all my property, which were in that house over night; there was a china half-pint basin, but as there are others of the same pattern, I do not swear to that; I lost such a one; then I went to the house, and missed the things mentioned.

Q. How was the house broke?

Baikie. There was no place broke; the house had been new paper'd, and I left the window open, and the door not locked. I know nothing of the prisoners.

George Sale. I am a constable; I and Mr. Wright were looking out for other people that we had information of, on the first of July, between the

M m m

hours

hours of two and three in the morning : seeing the two prisoners with their pockets encumbered, we stopt them upon suspicion ; I found upon Donnelly two napkins and a china bowl ; we took them to St. Giles's Round-house.

Henry Wright. I was along with Mr. Sale, the first of July in the morning ; we met the prisoners just by the Devil's-gap, Drury-lane, and stopt them ; Jones had a looking-glass, a silver tea-spoon, two pair of scissars, a pillow-case, and a pocket-book (*produced in court*)

Prosecutor. These are my property, all but the bafon, which I do not swear to, I lost such a bafon ; the tea-spoon was taken from out of a cupboard, but I did not put that in the indictment.

Wright. The card was one of the prosecutor's shop-bills, by which means we found the prosecutor ; we took the prisoners before Sir John Fielding, there they said they had been a hay-making, and had saved up ten shillings, and they met a person on the road, and bought the things of him for ten shillings.

Q. What are the prisoners ?

Wright. One is a cooper, the other a breeches-maker.

John Crofts. On Tuesday fortnight I was out at night, and I light of Jones in Bow-street, Covent-garden, the other was with him ; they asked me where I was going.

Q. Did you know them before ?

Crofts. I did ; they said they were going up into the fields to sleep among the hay, and asked me to go with them. When we got into the fields, Jones slept over the pales into this gentleman's garden, and said he knew of some cucumbers there ; then Donnelly went over after him, and I followed Jones ; finding no cucumbers, he went and lifted up the latch, and went into the summer-house ; he slept up upon two chairs, and took a silver spoon out of the corner-cupboard, and a pocket-book ; then we took two napkins, and a pillow-case, from off a pillow, two pair of scissars, five china cups and saucers, a half-pint china bafon, and a looking-glass in a brown frame. Jones gave me the five china cups and saucers, and I was stopt on the top of Drury-lane.

Q. Where did you take these things from ?

Crofts. From the summer-house.

Q. to *prosecutor.* Do you call that the dwelling-house ?

Prosecutor. That is what I call a house ; it is a little room where we drink a glass of wine, and sleep.

Q. to *Wright.* Did you see Crofts when you stopt the prisoner ?

Wright. No, he ran away, and threw down the cups and saucers, and broke them ; and afterwards he came to us, and the prisoners said they knew nothing of him.

Jones. It is a designed thing, with intent to take away our lives.

Q. to *Crofts.* Do you know me ?

Crofts. I have known Jones half a year, he is a breeches maker ; I have drank with him several times on evenings.

Q. Where does he live ?

Crofts. Somewhere by Drury-lane.

Q. from *Donnelly.* How long have you known me ?

Crofts. I have known Donnelly about three quarters of a year ; I have drank with him many a time ; I never knew him to be guilty of any such thing in my life before.

Q. Did you persuade them to do this ?

Crofts. No.

Donnelly's defence.

I had been a hay-making, I met a man with some things in his hand ; he said, he and his wife had quarrelled, and he would not live with her any longer ; he asked me if I would buy the things ; I gave him ten shillings for them ; we met the evidence ; he asked us which way we were going ; I said we were going towards London ; he asked to what part, I said towards Tooley-street ; he brought us down to the Devil's-gap, and while we were talking they stopt us ; they never meddled with him, but let him go ; and then two days after he came and made himself an evidence against us, for a thing we know nothing of.

Wright. We had an evidence with us handcuffed, watching for other persons ; and seeing the looking-glass at Donnelly's back, and their pockets stuffed out, we stopt them.

For the prisoners.

Mary Smith. I have been an unfortunate girl of the town ; I met this Jack Crofts, he asked me to give him a dram ; he said he was distressed now, but at the sessions he should have money enough, for he was turned *flag* ; he had two young fellows taken up, and said, have you not heard of it ; then he said he would turn *pastrycook*.

Q. What is the meaning of that ?

M. Smith. That I suppose is turning *flag* again ; I said against who ; he said against Harry Donnelly ; he said, Harry Wright took them ; I said, how came you to sell any body's blood ; he said,

I'll

I'll have money enough, and if you'll come and live with me I'll cloath you.

Q. How long have you been acquainted with him?

M. Smith. I came to know him, by living in the same house where he did; that was Mr. Price's, at the White Hart, the corner of Catherine-street; we were in Tothill-fields Bridewell together; I believe he broke out.

Q. What was you there for?

M. Smith. I was there for being a disorderly girl of the town, taken up in the streets; he was in for picking of pockets.

Q. How old are you?

M. Smith. I am eighteen years of age; I was born at Greenwich.

Jones's defence.

I was at work at Barnet; I met Donnelly; he said, where are you going; I said to town; we were both coming along the road, we met a man, he said, will you buy any thing; I said, what things; he said he had got such and such things; Donnelly said, I don't know but I shall go to house-keeping soon; the man asked fifteen shillings for them, and he bought them for ten shillings; after that we had not gone above ten or a dozen yards before Crofts came up; said he, where are you going; I said to London; Donnelly said he was going to Tooley-street; Crofts said, where are you going Jones; I said to my mother's, she lives in Newport-market; he came along with us while we came to Drury-lane; said he, which way will you take; when we came to the top of Monmouth-street, said Donnelly, you may as well go along with me; I went to his mother's, and they staid at the top of Monmouth-street; then we went on to Drury-lane, and at the Devil's-gap, there we stopt; he then asked us to go and drink; then these two men came up and took us; one of them took Crofts; he said he was going to work; then they let Crofts go; presently when they had handcuffed us, and they were taking us to the watch-house, up came he before we got to the end of Drury-lane; they asked him whether he knew any thing of us; he said no, he knew nothing at all of us.

Q. to Wright. Did you stop Crofts?

Wright. No, we neither of us saw him.

Anne Atkinson. I have known Donnelly nine months, on the other side of the water; he behaved well.

William Watson. I am a cooper; Donnelly served part of his time to my father, and the conclusion of it with me; he left me about a year and a half

ago; he behaved himself soberly, and I believe honestly; he was a little idle, for which I re-proved him.

Q. What can an industrious man get at your business?

Watson. He may get fifteen or sixteen shillings a week.

Q. to prosecutor. How came you to indict them for breaking your house, when you left it open?

Prosecutor. The person that made out the bill, said, are you sure the latch was shut; I said yes; then he said that will do.

Court. Here is a man gives his evidence, no account how or when taken, or how he came to be admitted evidence. It is observable, he is very careful to make out the burglary; Jones he says, went and lifted up the latch of the door.

To Donnelly's character.

Hugh Donnelly. Donnelly's father was a kinsman of mine, and, by virtue of my oath, I never heard the least thing laid to his charge before this.

David Forrester. I have known Donnelly about five or six years; I never heard any thing of him, but that of a very sober careful lad till this.

Both Guilty of stealing the goods only. T.

359. (M.) John Pitman, was indicted for stealing a shagreen watch, value 20s. and a nettle watch hook and chain, the property of Sarah Hewerdine, spinster, July 14. †

Sarah Hewerdine. I live opposite Gun-deck, Wapping. Yesterday in the afternoon the prisoner came into my shop to buy a shirt and stockings, he had no money to pay for them; he agreed for them, and said he would come again and pay; he went away and left them; when he was gone, the girl told me she believed he had taken my watch; she saw him put his hand near where it lay on the counter; I looked and found it gone (I had had it in my hand not five minutes before, and laid it down) I went to the door, and called stop thief, and some watermen's boys and others pursued and took him; he was brought back, and searched by the constable; it was not found upon him; I sent the people out to look on the ground the way he ran, and my watch was brought in; it was found by a denghill which I saw him run over.

— *Lavender.* I heard the cry stop thief the day before yesterday, and saw the prisoner running behind the church close to the brick-wall very fast; I and one Domony ran a nearer way, and came round to him; we called stop thief; an old

old man went to stop him, but he got out of his hands; we called out again; then Mr. Smith a butcher stoppt him.

Q. Did you ever lose sight of him?

Lavender. No, we never did; when we came up to him he went to strike us; but after he got a knock on the left-side of his cheek, he was pretty quiet.

Q. Did you see him throw any thing away?

Lavender. No, I did not.

John Branham. I heard the cry stop thief; I ran to see what was the matter, the butcher had just stoppt the prisoner; they could not find the watch about him; then a gentleman said, you that saw him run, go and look about, and see if you can find it; I went with others, and found it in some mud, about a stone's cast from the prosecutrix's house (produced in court, and deposed to by prosecutrix.)

Prisoner's defence.

They can't say they saw me with any thing in my hands; I have no friends here to speak for me, they are at Portsmouth. Guilty. T.

360. (M.) Thomas Butter was indicted for stealing one bamboe joint for a fishing-rod, with a brass ferril, value 18 d. six hazel joints for tops of fishing-rods, value 6 d. six other joints for tops of fishing-rods, value 6 d. and half an ounce of spelter folder, the property of William Emory, May 15.

William Emory. I am a fishing-rod maker; I employed the prisoner in the capacity of a journeyman, from October to November; I prosecuted him here, and I took him again after he came out of Newgate. On the 15th of May I missed a bamboe butt, with a screw ferril, out of my workshop; I had seen it a day or two before; and on the 26th of June, my apprentice told me the prisoner had been concealing some hazel joints for fishing-rods under his work-bench; I ordered him to see if they were there after the prisoner was gone, and he said they were gone. The next day I saw six pieces under his bench, there I left them; when he was gone, I went and examined, and they were gone; after that I had information the prisoner had been offering a fishing-rod in Crooked-lane, and after that I was informed he had sold it to Mr. Worthington; I charged the prisoner with it; he acknowledged he had sold him one. On the 7th of this month the prisoner went out with his coat very bulky; I called him

back, and ran my hand into the lining of his coat, and pulled out a great piece of charcoal, and two hazel sticks; then I got a friend to go to Mr. Worthington's, and I abode without; he went in, and asked for such a rod; it was showed him; then I went into the shop, and asked Mr. Worthington how long he had sold fishing-rods, and who served him; he said Mr. Collins; I said, did he make this rod; he said, yes, I bought it of him; I said, you did not, you bought it of somebody that stole it; then he paus'd and said, he bought it of a young man that lodged in Wych-street; I said he did, but now he lodges in Bridewell.

Q. Was it your property?

Emory. I can't positively swear to the joints, I verily believe them to be mine; the prisoner acknowledged he sold a rod to Mr. Worthington.

Q. Did he own it to be your's?

Emory. He said I had given him leave to do it; he lodged at the house of one Murphy, who was his bail; when I took him again, there I found a work-bench done up; I asked Murphy how he came to encourage him to fix up tools, when he was bound that the prisoner should not neglect my business for three years.

Q. What do you value the tops at?

Emory. The hazel and bamboe tops I value at a penny a piece.

Francis Wilson. I am apprentice to Mr. Emory, the prisoner was his journeyman; he was going out last Tuesday se'nnight, he came down, and asked me for a screw ferril; I reached the drawer, and he fitted one to a bamboe butt; I thought it had been for my master's use; he took the bamboe butt away; I went up into the workshop about the 16th of June; I saw him have a hazel stick in his hand; I was called down, and I went up again, and looked under the bench, and saw three or four hazel sticks lying, and as soon as he was gone they were gone; and on the Saturday following there were six pieces of bamboe tops lay under his bench; I told my master of them, he came and looked at them, and as he was going out of the shop, my master called him back, and took him by the collar, and brought him into the shop, and there were two hazel sticks in his coat, and some charcoal; he said the sticks were none of my master's; then my master sent me for a constable; then the prisoner went on his knees, and said he would never do so no more.

Alice Emory. I am wife to the prosecutor; I saw the prisoner a fortnight ago last Wednesday, as I

was

† See N° 109 in this Mayoralty; he was cast for transportation, but received his Majesty's pardon.

I was in my own room facing the work-shop, take some spelter solder out of the box, I believe he took out ten knife points full, and he put it in his pocket, and went out immediately.

Q. to prosecutor. What do you value that quantity Mrs. Emory has mentioned?

Emory. I value it at two-pence.

Prisoner's defence.

My master gave me leave to do jobs; an acquaintance of mine gave me a fishing-rod to repair; I asked my master about the butt, he said I might take it; I finished three fishing-rod tops for him, and after that, I asked him what I must go about; he said I might stay and do that butt; I did, and asked Frank for a ferril, and he gave me one; I fixed it on, and varnished the rod; my master said to me, you have blistered the butt; I said I did not take a deal of pains about it: all this is spite, because I have a set of tools of my own to do jobs, he is afraid I should take his customers away; I have between 2 and 3000 hazel tops now in my lodging, which I bought at the Horse shoe and Magpie in Holbourn.

He called Joseph Murphy, at whose house he lodged, who said he was a very industrious man, was commonly at work before he went out to his master's, and when he came to dinner, and after he left his master at night.

Richard Crow gave the same account of him.

George Bowles. I never saw the prisoner before he was committed; when they were before the Justice, the prisoner said to his master, do not you know such a time, I stained a butt in your shop, and a gentlewoman was there, and I said, she must not lay her hand upon it, for it would burn her; the prosecutor did not deny that circumstance, but said nothing to it. Acquitted.

361, 362. (M.) Ruben Biggs was indicted for stealing a silver watch, value 20s. the property of Bartholomew Darby; and Elizabeth Griffin, widow, otherwise wife of John Long, for receiving the same, well knowing it to have been stolen, June 1. †

Bartholomew Darby. I live in Blue-anchor alley, Bunhill-row; I lost a silver watch the first of last month from off a brass pin on the mantle-piece on the ground-floor, between the hours of four and seven in the afternoon; I had seen it there that morning; my daughter informed me the boy at the bar and another boy went by about the time it was missing; I saw it again at Mr. Girdler's about a month after I lost it; the boy was there; he owned it to be the same watch he and another

had pawned to the woman at the bar for 2s. he said the other boy stole it from my house; he said his name was George Kingston.

Thomas Knight. I worked at a tin-shop in Old-street-road; coming from there to Whitecross-street for my dinner, I met the boy at the bar with another with him; (he is not taken;) I know the other boy, because he lighted lamps for my master where I served my time; he asked me if I would buy a watch; I said no; he always bore the character of a pickpocket; he told me, he had left it in the hands of Mr. Griffin in Cowheel-alley, otherwise Swan-alley, for victuals and drink; I thought he could not come honestly by it; I went to Mrs. Griffin, and asked her for it, and she very honestly parted with it, and said, she did not care to have any thing to do with it; the prosecutor came to me at the White Bear, next door to where I work; he asked me if I knew of a watch; I said I did, and asked him if he knew the name or number; he said he did not; I went to Justice Girdler, and told him of it; he ordered me to advertise it; I did in June; then there were several people came after it, and the best description was by a man in East Smithfield, but he could not tell the name nor number, but he mentioned a bruise; then the prosecutor came, and said he would sue me if I parted with it; then I took the prisoner up; then he owned that Kingston took it.

Q. Did the prisoner own he had a hand in stealing it?

Knight. No, he never did. Both acquitted.

363. (M.) Andrew Hallgeet was indicted for the wilful murder of William Cartwright; he stood charged on the coroner's inquest for the said murder, June 7. *

Patrick Dermot. I have known the prisoner about seven or eight weeks before this affair happened, he is a seafaring man.

Q. Did you know the deceased Mr. Cartwright?

Dermot. I did, he lived at Bromley, he was a school-master; the prisoner's wife lived with Mr. Cartwright as a housekeeper, for about twelve months.

Q. How long had the prisoner been absent?

Dermot. I understood he had been absent above a year; I was often in company with the prisoner. On Sunday the 7th of June, in the afternoon, about three or four o'clock, I am not certain to the hour, Mr. Cartwright sent for me; I went to his house.

Q. Where do you live?

N n n

Dermot.

Dermot. I live in Bow; the prisoner went into his house along with me; (I believe he was most commonly at Mr. Cartwright's house since he came home from sea, his wife being there) there was another person went in with us; Mr. Cartwright being in the parlour, he whispered me, that the prisoner's wife might escape; he said, there was some terrible affair at stake, and he was afraid he would commit murder, and begged of me to take him away with me, while she made her escape out of the house; I did so, I took him out to the White Horse; he staid there with me about six or seven minutes, and went out from me with a walking-stick in his hand; after he had been absent about twelve or fifteen minutes, he came back without the stick, and had a naked hanger in his left bosom, I saw the handle of it; this hanger I had seen hanging naked in Mr. Cartwright's parlour; when I took the prisoner out with me, the prisoner told me he had done for them both; as soon as he came to the door, he said they both lay dead on the floor, and desired me to go and see; I went immediately to Mr. Cartwright's house, which was about 2 or 300 yards distant.

Q. Did the prisoner go with you?

Dermot. No, he did not; I saw the prisoner's wife in the kitchen, she appeared very low; there was a very great effusion of blood that lay by her; the back of her gown was cut in several places, where I believe he had struck her; her wound was upon her thigh, I did not see that; I could see no wound about her face; I enquired where Mr. Cartwright was; I went up stairs, and found him in a chair at his study-door, leaning on his left side.

Q. How was he for health before?

Dermot. He was as hearty and well as ever I saw him, when I took the prisoner away to the White Horse; I found he was wounded very deep on his right elbow, there was a large effusion of blood by him; I asked him how he came by that wound; he told me Mr. Hallgeel had murdered him; this was the 7th, and he died on the 21st; I sent for a coach, and sent him to the hospital; he seemed very faint.

Q. What was his age?

Dermot. I believe he might be about sixty years of age; he was a very hale stout man of his age.

Q. What is the age of the prisoner's wife?

Dermot. I do not know, she may be about forty, or seven and eight-and-thirty.

Q. Is she a comely woman?

Dermot. She is a good motherly-looking woman, she is fat.

Q. Did you see his wound?

Dermot. I did, we pulled his morning-gown off and saw it; his shirt was cut through; the wound was just in the joint of the right arm, and his left shoulder was dislocated; I saw him two days after in the hospital; I saw him frequently till he died; I saw Surgeon Grindal, he told me the wound was mortal, and would be the death of him; the deceased considered himself as a dying man, and told me his time was but short, and declared upon the word of a dying man, that what he was accused of concerning the woman was false. The prisoner was taken the next Sunday morning; I saw him in custody in the watch-house at Bromley, nothing material passed.

Q. Was any thing of jealousy in the way?

Dermot. There were hints thrown out to that purport; about six days before, the prisoner and I were going from London to Bow; he fell down on the road, and hurt his face, and his knuckles on his right hand; I took him in at the Black Swan alehouse at Bow to wash him; words passed between the landlady and him; he called her b—h; what she said I did not rightly hear, but she told me afterwards, that she bid him go home to the b—h his wife that cuckolded him; the prisoner told me the same thing when we were got out of the house; the landlady said to me, why do you bring such a person here; the prisoner told me, she bid him go home to Cartwright's whore, you cuckold; when he got home to Cartwright's house, he began with his wife the same evening, and Mr. Cartwright was afraid he would kill his wife.

Cross examination.

Q. Was Cartwright a married or a single man?

Dermot. He was a single man.

Q. In what capacity did the prisoner's wife live with the deceased?

Dermot. In the capacity of a housekeeper.

Q. How many servants did he keep?

Dermot. He kept a servant girl and a boy; she had the command of the other servants.

Q. Do you know of any intimacy between the deceased and the prisoner's wife?

Dermot. Upon my word I know of none, nor never suspected none.

Q. Has it not made much noise in the neighbourhood?

Dermot. I do not know that it has.

Q.

Q. How far does that woman live from Mr. Cartwright's, with whom the prisoner had these words?

Dermot. About 3 or 400 yards.

Q. Whereabouts was the prisoner's wife's gown cut?

Dermot. It was about the back and hip above the stays; I saw no cut below, except the hole in her petticoat, where some sharp instrument had penetrated, that was in the hind part; I saw none in the fore part of her petticoat. I understood by the surgeon that dressed her, the wound was in her groin, rather behind.

Q. Had Mr. Cartwright any instrument in his hand when you saw him?

Dermot. He had a sword in his wounded hand, with the scabbard on it; I found the stick which the prisoner had in his hand when he went from me in the dining-room, splintered and broke; when I went up stairs, Mr. Cartwright held out the sword, and said, I'll kill you before I die, you have murdered me, thinking I had been the prisoner coming again; that sword he had in his hand I have frequently seen changing in his study.

Q. Is there not a bed-room by the dining-room?

Dermot. There is a little bed-chamber at one end of it; I believe the woman locked herself in it, because there were three or four places where she had attempted to run the sword through; it opens into the dining-room.

Q. Do you know whether Mr. Cartwright and she were both locked in that room together?

Dermot. I do not know that they were; the bed was turned up then.

Q. Did the deceased ever tell you how the fray began?

Dermot. He told me he was going up stairs, to hurry the woman out of the house, and taking advantage of the prisoner's absence, they were talking together about a little family account; and he had hold of the knob of the lock, the door was not quite shut, when the prisoner came and beat him with the stick, and broke it about him, and then he ran down for the hanger; he told me this several times without variation; (*the hanger, broken stick, and long sword produced in court.*)

Q. Have you often seen the prisoner at Mr. Cartwright's house?

Dermot. I have seen him eat and drink there several times.

Q. How did they seem to behave together?

Dermot. They seemed to behave and agree very friendly; I believe the prisoner was very unhappy

in his temper to his wife after that affair at the Black Swan; before, the prisoner and deceased were as friendly as any two brothers could be.

Elizabeth Golding. I was servant to Mr. Cartwright, I lived there eight months before his death; the prisoner's wife was housekeeper there when I came; the prisoner frequently dined and breakfasted there, and lay with his wife every night for six weeks before my master's death; he and my master behaved and agreed very well together.

Q. When was the first time you discovered the prisoner showing any ill-will?

E. Golding. That was on Whitsunday morning; he had used to quarrel with his wife before, but I did not know what it was about; the first time that I had observed it, was about a week before that; he was one of the best tempered men in the world.

Q. What happened on Whitsunday?

E. Golding. Then he got up about seven in the morning, and packed up his clothes, and our boy helped to carry them to London; he was then going to his own apartment in London; he returned again about one or two o'clock in the afternoon, I had just sent up dinner as he knocked at the door; I said you are just come in time; he walked up stairs to the fore parlour, the dining-room is up another pair of stairs; there was my master and the prisoner's wife; I went to the parlour to take the things away.

Q. Did the prisoner dine there?

E. Golding. I believe he did; the plates were foul when I fetched them away; he was a little in liquor, he was quarrelling with his wife; all I heard him say, she had pawned his clothes, and pawned his plate since he was gone; my master made answer and said, Poh, poh, poh, what have I to do between a man and his wife quarreling, what signifies making a noise; then the prisoner went with a design to take a walk out; our boy, to the best of my knowledge, was sent to Mr. Dermot; he came; this was about an hour after dinner; when he came, I was not up in the parlour at all; very soon after he came, he and the prisoner went out together; I saw them go out at the fore door as I stood in the kitchen.

Q. How long after this was it that you saw the prisoner again?

E. Golding. It might be about a quarter of an hour; when he came back again, I was standing leaning against the back door; the prisoner came in at that door, he had only a stick in his hand; he said to me, where is the whore my wife; I said, she is gone to London.

Q. Was she gone to London?

E. *Golding*. No, she was not.

Q. Why then did you say so?

E. *Golding*. I said so by her order; she had ordered me, in case he came back, to give that answer, when she was in the back kitchen.

Q. Where was your master at that time?

E. *Golding*. He was up stairs. Then he asked where my master was; I said I would go and call him; I went up the kitchen stairs, and called Sir, several times, there was no answer; the kitchen is under ground, the kitchen stairs come into the hall and the parlour.

Q. Where did you think your master was?

E. *Golding*. I thought to have found him in the fore parlour.

Q. Where did the prisoner stay when you went up the kitchen stairs?

E. *Golding*. He stood in the back kitchen till I came down again.

Q. Did you open the parlour door?

E. *Golding*. No, the door was open, there was no body there; I came down and told him, I could not make my master answer; the prisoner made no answer; I immediately went out at the back gate; to see if the boy was coming with the beer; I staid not above five or six minutes at the gate; when I came back again, the prisoner was beating my mistress down the kitchen stairs; he had a hanger, I saw no stick; she was all cut across her stays and gown.

Q. Did you see any blood?

E. *Golding*. No, I did not then; then he beat her in the kitchen with the hanger; I saw him give her a prick behind; he did it with a push with his hand, right forward; presently I saw

blood; as soon as I saw him beating her down stairs, I sent for Mr. Dermot; I staid in the kitchen, and gave her a little water to drink; the prisoner went out at the back door; soon after that, I heard my master stamping about, up one pair of stairs, that is above the kitchen where the study is; I did not go up till Mr. Dermot came.

Q. Where was your mistress after dinner?

E. *Golding*. She was in the dining-room; she said, in case her husband came, she desired to be denied, for he was in a very bad temper, and she told me she should go up in the dining-room.

Q. Was your master up into the dining-room with the prisoner's wife?

E. *Golding*. I cannot say he was; I know she was there, for she had called to me to bring her the chamber-pot, that was before the prisoner came back again; I carried one up to the dining-room, the door was locked when I went up; she opened the door, and took the chamber-pot of me; we have a little room in the dining-room, and there is a bed in it, it opens to the right-hand of the door; when she opened the door for me to deliver the chamber-pot, that little room door was shut; I carried it up from the back kitchen, and I believe the parlour-door was shut at that time.

Q. Did you see your master at that time?

E. *Golding*. No, I did not.

Q. That hanger which the prisoner had, where does that hang?

E. *Golding*. That always hangs naked in the fore parlour; I saw it there that morning; after Mr. Dermot came, I saw the wound on my master's arm.

The last Part of these Proceedings will be Published in a few Days;

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE

COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 15th, *Thursday* the 16th, and *Friday* the 17th, of JULY.

In the Seventh Year of His MAJESTY's Reign.

Being the Sixth SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.

LORD-MAYOR of the CITY of LONDON.

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THE WHOLE P R O C E E D I N G S

ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Continuation of the Trial of Andrew Hallgeel.

Cross Examination.

Q HOW was the prisoner in general for temper?

E. Golding. He was always a very good-tempered man before he went to the Black-Swan.

Q Have you never told any body that your master and mistress were in a bed-chamber at that time?

E. Golding. No, I never saw them in any bed-chamber together in my life.

Q Have you never said they were both in that little room?

E. Golding. No, I never did.

Q Where did she lie?

E. Golding. She lay in the back-parlour.

Q Where did your master lie?

E. Golding. He lay in a room even with the dining-room.

Q Where did you lie?

E. Golding. I lay under the stair-case.

Q Did you never hear your master come down in a morning when you have been in bed?

E. Golding. I have heard him come down at four or five in the morning, when she has been in bed, several times.

Q How often have you heard that?

E. Golding. I have heard it three or four times; I used to think it was a thief, he used to come so softly; I used to think he had no shoes on; he came as if he intended to have nobody hear him; they could not move but I could hear them.

Q How long might he stay below?

E. Golding. I believe he might stay an hour in my mistress's room; I have heard him go up again.

Q Did you ever hear any thing pass between them?

E. Golding. They could not move nor stir in bed but I heard them.

Q Have you ever heard them in bed?

E. Golding. I have heard them move in the bed together.

Q Was this before the prisoner came home, or when?

E. Golding. It was before he came home from sea.

Q How often have you heard them move in the bed together?

E. Golding. I am positive I have heard them three times, much in the same way; and I have heard him, after an hour or two, go up stairs again; and about seven o'clock she used to carry him up a basin of broth, and he used to come down about nine.

Q What did you call her when you spoke to her?

E. Golding. I always called her madam, as my mistress.

Q When you called, Sir, Sir, was it loud enough for him to have heard you?

E. Golding. It was.

Q Was he in the parlour then?

E. Golding. No, he was not.

Q Was he in the kitchen?

E. Golding. No.

Q Was he in the yard?

E. Golding. No, I heard the prisoner say he found them both in the dining-room together when he went up.

Q Where did you see your master last, before the prisoner came in?

E. Golding. That was in the fore-parlour, and she was up in the dining-room.

Q Do you know when he went out of the parlour?

E. Golding. No, I do not know, for I was washing up my things below.

Q Did you hear any quarrel or dispute between your master and the prisoner?

E. Golding. No, I did not.

Thomas Saunders. I am a pupil under Mr. Grindal; I saw the deceased about seven in the evening, on Whitunday, in the London-hospital; I found him with a wound in the joint on the right elbow,

elbow, and his left shoulder was dislocated; the wound was cut across the elbow in the joint quite to the bone; a small blood-vessel or artery was cut; the wound seemed to be given by some edged weapon; there appeared to have been a good deal of blood lost; the man was very faint when he came in, the blood was not then stoppt; I applied some lint to it, and that stoppt it; there was a contusion about his shoulder by the blows, they appeared very black; I could not tell what they proceeded from; I attended him daily.

Q. When did he die?

Saunders. He died that day fortnight.

Q. What in your opinion was the cause of his death?

Saunders. A fever was the cause of his death, I believe.

Q. What occasioned that fever?

Saunders. Whether it was occasioned by the fever or otherwise, I cannot determine.

Q. Was the wound and the injury you saw he had received the cause of his death?

Saunders. Very possible they might occasion his death; I rather think they were the occasion of his death.

Cross Examination.

Q. How did he say his shoulder became dislocated?

Saunders. He told me it was by putting up his arm to defend himself, and he ran against the ballusters of the stairs with his left shoulder.

Q. Do you think the dislocation was the cause of his death?

Saunders. I do not think that alone was; I do not think that alone brought on the fever.

Q. When you was first called in, would you have thought that kind of wound a mortal wound,

Saunders. No, I did not think it a mortal wound; that was my opinion then; Mr. Grindal saw him the day after he came in.

Mr. Grindal. I saw the deceased the day after the accident happened, about twelve o'clock; the young gentleman has given you my opinion; I found the deceased in a high fever; I believe, if they had thought of the consequence that has attended it, they would have sent for me over night, (if they find any thing of great consequence they send for us immediately) I have seen many worse wounds than that that have done well; the young gentleman had put his arm in before I came. The second or third day after the fever increased very much, I called a friend of his on one side, to desire him if the deceased had any affairs to settle to get him so to do, thinking him in a dangerous condition.

Q. Upon the whole of this wound and these bruises, were they the occasion of his death?

Mr. Grindal. I cannot help thinking, but upon the whole his death was the consequence of the wound; his fever might proceed from his being so long neglected.

Cross Examination.

Q. When a fever proceeds from a wound; do you not call it a sympathetic fever?

Mr. Grindal. We do; at first it was a sympathetic fever, no doubt, we could never by bleeding get it over. For the first two or three days, I thought he stood a chance to do well; but a fever much stronger and higher than that took him, and from that I told his friend I saw no hopes of his recovery.

Prisoner's defence.

When I came to Mr. Dermot, before he and I went out, Mr. Cartwright called him in out of the fore-parlour into the back-parlour; then he came to me again, and told me he was going to take a walk to Ham and Plaistow; he said to me, I had better take a walk along with him, it will pass away time; accordingly I said with all my heart; we went out to take a walk; Mr. Dermot's maid was at the door, and said a gentleman wanted to speak with him; accordingly we went to Mr. Dermot's house, and then was told the gentleman was gone to the White-horse at Bow; we went to the White-horse, he asked who wanted him; they told him the person was in the parlour, we went in. Mr. Dermot asked him what he had to say; we sat down, he drank to Mr. Dermot, and Mr. Dermot drank to me, and I to the other gentleman; they fell into some discourse together; I said to Mr. Dermot, I find you are so deep in discourse you will hardly go to Plaistow to night, I want to go home; said he, I would not have you hinder yourself as you are in a hurry; I said, gentlemen, your servant, and went out; and as a boy told me before, that he caught my wife and Mr. Cartwright together, if I had gone out to go to Ham, I should have turned back, though I had not mentioned it to any body. I came back again, the maid was looking out at the garden-gate; I said, Betty, where is my wife; she said she is gone to London; I walked in by her; she ran past me, and ran up stairs, and called Sir, Sir, five or six times, as loud as she could; I went into the back-kitchen and took the hanger, and carried it in one hand, and the stick in the other: as the maid was coming down stairs I went up; I first went into the fore-parlour, and then into the back-parlour; I opened his bed-chamber, and saw nobody there;

there; then I opened the dining-room door very softly; then I came to the little room door, I found it fast, I got my shoulder against it with the hanger and stick in my hands; I burst it open, there Mr. Cartwright was in the action with my wife; he arose up, she could not cover her nakedness; he was going to get his breeches up, I fetched him a blow with the stick, he got his breeches buttoned, and went to take hold of his sword that lay upon a chair; I took the hanger and cut him in the arm, he ran out of the dining-room and I after him; my wife locked the door against me: I said, you whore, if you do not open the door I'll break it open; I fetched her a blow, and as I was going to give her another, she ran out at the door; there are two stair-cases, she ran down the other stairs, and I after her, and into the kitchen, I gave her half a dozen strokes across the flays; she came to clasp her arms round me; I said, you whore, do not go to take hold of me, and with the hanger as I held it, by her turning, pierced her thigh: then I went and told Mr. Dermot that I caught them both in the action, and paid them pretty well for it; I did not think to do any murder, as I went out with Mr. Dermot; she said to the maid get me some water, I am going up-stairs to shift myself, I am going to London; she heard Betty come up; she knocked at the wainscot, and said, madam, I want to speak with you; said my wife, Betty, can't I trust you with a secret, if my husband should come tell him I am gone to London, and do you bring up the chamber-pot.

To his character.

Thomas Hallgeel. I am the prisoner's nephew, I have known him twenty-seven years; he was always, whenever I saw him, of a very peaceable temper, respected in all stations by every one that knew him; he was a boatwain of a man of war.

Sarah Hallgeel. I am wife to the other evidence, the prisoner always behaved very well, and was always very fond of his wife; they lived in great harmony together, he was very fond of her, never desired her to wash her own clothes, I never knew him to lift his hand against her in my life; I have known him 14 years.

Eadey Launder. I have known him 26 years, he was always kind and tender to his wife, I never heard to the contrary; he is a very honest hard working man, quite a civil man. Guilty of Manslaughter. B.

There was a detainer against him for assaulting his wife.

364. (M.) George Burford was indicted, for that he, together with † Michael Doyle, (who was cast for transportation at Hickeys's-hall last sessions for another offence) for stealing six whips mounted in silver, value 20s. four jockey whips mounted in silver, and two walking whips mounted in silver, the property of William Green, April 5.

The prosecutor was called and did not appear. Acq.

365. (M.) William Gray was indicted for stealing an iron firmer, value 2d. an iron gouge, value 2d. ten planes, value 3s. one saw value 18d. one wooden square, value 2d. and one iron rasp, value 2d. the property of William Elliot; one pair of leather shoes, value 6d. and one hempen bag, value 2d. the property of Daniel Gasney; two saws, value 1s. and one ax, value 1d. two firmers, value 6d. three gouges, value 6d. one awl, value 1d. and five planes, value 2s. the property of Isaac Redgrave; two planes, value 2s. one screw-driver, and three chisels, the property of James Richardson, June 9.*

William Elliot. I am a carpenter, the tools mentioned in the indictment were taken out of a house where we were at work, in Edward-street, on Whitsun Tuesday at night.

Samuel Oliver. I am a watchman, I stopt the prisoner as I was calling the hour eleven, on Whitsun Tuesday at night; I first saw him in Titchfield-street; I went and took him when he got into Wells's-street, he had the things with him; I asked him what he had there, he said he had got his tools; he wanted to drive on, I laid hold of his shoulder, and said, I must see what you have got; he threw them down, and endeavoured to make his escape; he ran off, then I rung my rattle and ran after him towards Oxford-road, and called stop that fellow; he was stopt by a gentleman, then I brought him to the bag, and brought him and the tools to the watch-house; going along I said, you certainly got these tools out of some new building, I shall find it out to-morrow; he said he got them out of a new building by the Coach and Horses; I found the place, he had told me right, just by Lord Foley's house (the tools produced in court, and deposed to by their respective owners.)

John Cordey. On Whitsun Tuesday in the evening, about a quarter after eleven, I heard the cry stop thief at a distance; I waited at the corner, presently the prisoner came running very hard, I caught him, the watchman came and took him in charge.

Prisoner's

† See the trial of Mallet and Hull for the same offence, N^o 273 and 274, in last sessions paper.

Prisoner's defence.

I found the tools in a bag, near Lord Foley's house. Guilty. T.

366. (L.) Henry Sumner was indicted for stealing a bay mare, value 4l. the property of John Saunders, June 5. +

John Saunders. My boy turned my bay mare into the fields, on the 4th of June, about a mile from my house at Hornchurch in Essex; I had had her at work that day; the next morning the gate was open, and she was missing out of the field; we track'd her into the road; I rode about to see for her, from six to about two in the afternoon; then I set out for Smithfield, I got there about four; I put my horse up at the King's-head, then went and looked about the market, but could not see her; then I went to the inn, and called for my hobby again, and as the man went to fetch him out, I clapt my hand upon my own bay mare; (this was about eight at night) she is a draught bay mare, with two white feet behind, and blind; I bought her the first of May last at Chelmsford; I asked the ostler whose horses these were; he said, they were his master's, all but one; I said, that was the mare I had been looking for, and I would swear to her; he called Mr. Leader his master out; I had been and described her marks at the book when I first came into Smithfield; I took Mr. Leader to the person belonging to the book; when he saw how I had described her, he had no objection to my taking her out; the next morning the prisoner was taken.

Henry Leader. I keep the King's head inn in Smithfield; the first time I saw the prisoner was on the 5th of June last, he had a blind bay mare stood tied to the rails at my door, with a bit of a cord round her neck; there was a man telling me he had bought her for two guineas, and the prisoner would not let him have her; he desired me to go and speak to the prisoner; the prisoner told me he had not sold her to him, but he had sold her to another man for three guineas; some time after I missed the mare from the rails, after that my man told me he had put her into my stable; (this was I believe near one o'clock) about four o'clock Mr. Spencer came to ask for the bay mare, and said he had bought her; I told him I supposed he was imposed upon, for here had been a man that said he had bought her a little before you for two guineas; then said Mr. Spencer, I will not have her, except the man will take two guineas; he left two guineas in my hands to pay for her, and

went away; I then could see nothing of the prisoner, then I began to suspect she was stole; about seven or eight Mr. Saunders came and owned the mare, he gave me a receipt, and I delivered her to him; the next morning the prisoner came for the mare or the money; I said, old gentleman, I fancy you have made a mistake, I believe you stole this mare; he said he had not, it was his brother's; I said Mr. Saunders of Hornchurch had been and owned her, and I should keep you till you bring persons to give an account of you; he was taken to the Compter; I went on the Sunday for Mr. Saunders, he came on the Tuesday, then the prisoner confest he stole the mare, and owned she was Mr. Saunders's property.

William Hill. I am ostler to Mr. Leader, I saw the prisoner tie the bay mare to the rails; in about an hour and a half after he ordered me to put her up, and lock her up, which I did; Mr. Saunders came after that, and ordered me to put his poney up; I did in the same stable, and at night when he came for his poney, while I was putting the bridle on, he clapt his hand on the bay mare, and said, I know something of this bay mare; he took her out and looked at her, and said she was his mare; then I went for my master, and Mr. Saunders took her away with him; I was in the yard the day after, about half an hour after eight the prisoner came and asked if the gentleman had been there; I said I would go and ask my master, my master came and took him in custody.

Allen Spencer. I bought a blind bay mare of the prisoner at the bar, at the rails where she was then tied, opposite the hospital-gate, on a Friday, the same day the gentlemen have mentioned, for three guineas; I went to the man to toll her, and he was not there; I then went and told the prisoner, I would call and pay him for her at three o'clock; when I came back at one, or half an hour after, I could not find the prisoner; I was with him when he put her up in the King's-head stable.

Q. to Hill. Did you see Mr. Spencer when the prisoner put up the mare in your master's stable?

Hill. Yes, Mr. Spencer was along with him.

Q. to prosecutor. Did you know the prisoner before?

Prosecutor. Yes, he is a day-labouring man, he had lived in our parish, he had not left it long; our parish of Hornchurch is about fourteen miles from Whitechapel.

Prisoner's defence.

I expect some witnesses to-morrow, but not before, I follow farming business. Guilty. Death.

367. (M.) Thomas Richardson was indicted for stealing a silver pint mug, value 36 s. the property of John Jones, July 2. †

John Jones. I keep the Salutation alehouse in Tavistock-street; the prisoner used my house about a fortnight or three weeks, but I did not know where he lived; I lost a pint silver mug the last of June, or the 1st of July; there was an advertisement in the paper of the 1st of July, put in by Mr. Hemmings, describing the mug; I went there, and they described the prisoner, so I suspected him; I had intelligence of his being at the Star and Garter in Pall-mall; I went and took him, and carried him to Mr. Hemmings's, and from thence to Sir John Fielding's.

Benjamin Leaver. I am servant to Mr. Hemmings in Bond-street. On the 2d of July he called me out of the workshop into the parlour, and said the prisoner, who was there, had offered him a pint mug to sell, whom he suspected not to have come by it honestly; he desired me to go along with him to a person that was to give him a character; he had told Mr. Hemmings he lived in the neighbourhood, and there were people near that could give him a character; he took me to the corner of Lancaster-court in Bond-street, to a public-house, and said he would send for a friend of his; he called for a pint of porter, and the people of the house sent for his friend; but before any body came, he ran away out at the back door. In our conversation going along, he told me the mug was sent him out of the country to dispose of; Mr. Hemmings advertised the mug, and the person that brought it, and Mr. Jones came and owned it; (*produced and deposed to;*) the next time I saw him was the Tuesday following, then Mr. Jones brought him to our shop.

Prisoner's defence.

I was going to drink a pint of beer, and met an acquaintance, a taylor; he asked me if I was a taylor; I said I was; then he asked me if I was a *Dung*; I said I was; he said he was a *Dung* also; that is, one that works for half a crown a day; he asked me to drink; I went with him; he went out, and I went after him, and when I came back again to the public-house, this man was gone; I went home to Pall-mall, I met this man again; he told me he had a pint mug to dispose of, and he dared not dispose of it, he being so shabby and ragged he desired me to do it; I gave consent, and said I would go the next morning; not going to work that morning, I went to this house in Bond-street, and from thence to Mr. Hemmings's with the mug; he asked me if it was my own;

I said if he disputed it, I would carry any body to the house of the man that gave it me; he sent his man; the person was there that delivered it to me; when I went in, I saw him slip out at the back-door; I followed him down the street to Pall-mall, but could not overtake him; and have never seen him since; I never was in his company before in my life.

To his character.

George Hunter. I am a chairman; the prisoner was brought up, and put out apprentice by the parish of Richmond in Yorkshire; I have been acquainted with him down to this time; he always bore a very good character.

George Vigers. The prisoner served his time to the same man that I did, and he was servant to me three years after; he behaved very honest; I have been acquainted with him ever since; he was three years old, till a fortnight before Easter last; he worked for Mr. Lynch in Pall-mall. Guilty. T.

368. (M.) Joseph Fletcher was indicted for stealing a looking-glass with a mahogany frame, value 20 s. the property of John Cookey, April 14. †

John Cookey. I live in the parish of St. John's, Wapping. On the 14th of April, between eight and nine in the evening, I lost a looking-glass and several other things, but they are not in the indictment; Mr. Brebrook sent for me to look at some things; I went, and there I saw the glass; I knew it to be my property.

James Brebrook. An evidence that had convicted some persons here last sessions, named Hyam Jacobs, told me there were some looking-glasses at one Abraham's, a Jew, in Whitechapel; I went there, and saw three looking-glasses; I brought them to my house; (*a glass produced in court, deposed to by prosecutor.*)

Hyam Jacobs. On the 15th of April in the morning, I went down between nine and ten, and saw Israel Cowen buy this glass of the prisoner at the bar, in Edward Williams's room in East Smithfield; Williams is now under sentence of death; he was cast last sessions, and Cowen to be transported 14 years. Abraham gave Cowen 15 s. for it; I was by at the time.

Prisoner's defence.

I never sold a glass in my life. Acquitted.

See Williams's trial, N^o 323, in last paper.

(M.) He was a second time indicted, (together with Henry Hughes not in custody) for stealing a looking-

looking-glass, value 20s. the property of James Farnsworth, April 18. †

A looking-glass produced by James Brebrook, and deposited by the prosecutor, which he had taken out of his house near the Hermitage, about the middle of April.

The next evidence was Hyam Jacobs, which the court did not think proper to examine, as there was no evidence of credit to support his testimony. Acquitted.

369. (M.) James Smith was indicted for stealing a 9s. piece, and 1s. in money numbered, the property of David Morgan, privately from his person, June 12. *

David Morgan. I met the prisoner one evening about the beginning of June, about ten at night, and asked him the way to St. James's-street, St. James's palace; I came from South Wales, and was a stranger; he came along with me; (I had never seen him before;) I had him in at the King's Arms, in Catherine-wheel-yard, to give him a pint of beer, then it was between eleven and twelve; he said he was afraid he should be locked out, and he would lie along with me; he lay with me at that house; the next morning, when I awaked, there was no body in the bed with me, that was between seven and eight; I got up, and found I had not a farthing left in my breeches; when I went to bed, I know I had a 9s. piece and two six-pences; I felt all the three pieces. I went to see for a countryman to borrow a couple of shillings of, at the Ax and Gate in King-street, there I saw the prisoner sitting in the house; I went out to see if I could find any of my friends, Welch chairmen, to help to take him; I could not see any; while I was speaking to a stranger at the door, the prisoner went out at the back door; after I had told the people what had happened, one went one way, and another another, and he was taken that day; I saw him in the Round-house, and before Sir John Fielding; there I told how I had had my pocket picked; the prisoner said he never saw my breeches; he did not deny lying with me; I came to London but the Wednesday before, and this was done on the Friday night.

John Osborn. I live in King-street, Westminster, by the Coach and Horses; the prisoner came to me about seven o'clock that morning he was taken, to have his shoes heel-pieced; the girl of the house came out to me to have a 9s. piece changed; I at first refused changing it, but on account of the people not being up I did; she said, the man could not pay his reckoning without he could get it changed; after that one of the chairmen came and asked me to look at it, the pri-

soner was then gone; I did not understand it to be his money then; they sent for me into the house to look at the piece; I went and showed it them; then I said, I dare say the man will call again for his shoes, I had lent him a pair of slippers; he came about three hours after; I asked him to come in, and put his shoes on; he said he was in a great hurry, and could not; he did come in, and a man went in at the Ax and Gate, and told of it; the prisoner then said, upon being asked about it, it was his own 9s. piece; (the prosecutor was not there then;) after that, the prisoner went away, and I went after him, and caught him; after that, the prosecutor came, and desired me to go with him to Justice Fielding's, as I changed the money; I went and told the Justice I changed the piece of money; the prisoner said he took that piece of money at Brentford.

Prisoner's defence.

The prosecutor actually said he would give me more beer, but he had no more money; we went to bed, and he put his breeches under his head.

Q. to prosecutor. Who went into bed first?

Prosecutor. The prisoner did.

Q. Was there any other bed in the room?

Prosecutor. No, there was not.

Q. Was the door secured?

Prosecutor. I do not know that it was.

Q. Was you in liquor when you went to bed?

Prosecutor. No, I was not at all in liquor.

Prisoner. I lived three years with the Earl of Abercorn; I had that evening been helping the servants; the prosecutor met me, and said he was a gentleman's servant, and desired me to show him St. James's palace; I thought it was very odd, when he said he did not lodge there, he said he lodged in Catherine-wheel-yard; it being very late, I lay with him; he got into bed, and lay on his breeches all night; I was born in Sussex, at a place called Westford. Guilty of stealing, but not privately from his person. T.

370, 371, 372. (M.) John Abbot, William Alexander, and Jeremiah Bump, were indicted (together with Patrick Farrel, otherwise Fennel, not taken) for that they on the 24th of April, about the hour of one in the night, the dwelling-house of Anne Towers did break and enter, and stealing four linen aprons, value 4s. seven women's caps, value 8s. one pair of linen ruffles, value 4s. one pair of ruffle gown-cuffs, value 12d. a pair of shift sleeves, a sattin bonnet, a white silk hat, a linen shift, and a large looking-glass, the property of the said Anne, in her dwelling-house. *

Anne

Anne Towers. On the 24th of April I was alarmed by the watchman, about four in the morning, my house was broke open; I live at the bottom of Artichoke-lane, only I and my daughter live together; I always go round every night to see that all is fast, for I get my bread by washing, and I have sometimes a great charge of linen; all was fast; when I came down, I found all my drawers open, and the linen mentioned in the indictment gone; the two bolts that bolt the two fashes were taken off, and lying at the street-door.

James Brebrook. I took Abbot at Saltpetre-bank since the last sessions, and took him to Sir John Fielding's; he wanted to be admitted an evidence; he was told it was impossible he could, as he stood indicted; he acknowledged he was guilty with the others that were convicted last sessions, and said he could give an account of several others; he was told by the Justice, he could not be admitted evidence, but told that what he had said should not affect him here at the Old-Bailey; upon that, I went and took another with me, and took another person in Black-boy-alley, that is now an evidence here in another affair; he told me where this robbery was done; upon which I found out the prosecutor, and I was led to Hyam Jacobs by Mr. Todd, about a gown.

2. Have you any other evidence besides Hyam Jacobs.

Brebroke. No, there was none but he. All three acquitted.

See Abbot and Patrick Fennel, in the evidence of Hyam Jacobs, on the trial of Williams, page 210.

373. (M.) John Abbot and William Alexander, (a second time) with Peter Higginson, were indicted, for that they, on the 5th of April, about the hour of one in the night, the dwelling-house of Jane Lindsey did break and enter, and stealing four linen bed-quilts, value 20 s. and eight yards of bed-tick, value 8 s. the property of the said Jane in her dwelling-house. *

Jane Lindsey. I live in Ratcliff-highway, I know none of the prisoners. On the 5th of April I had fastened all when I went to bed with my own hands, and the next morning, I believe about four, I found my shutter was taken down, and a pane of glass broke; I missed four bed-quilts, and two pieces of ticking; after that, I was sent for to Justice Fielding, and there I saw two quilts, one I can swear to, the other I believe to be mine; (produced in court.)

James Brebrook. This came out by the confession

of Abbot, there is no other evidence. All three acquitted.

(M.) John Abbot was a third time indicted, for that he (together with Thomas Peak and Edward Williams, under sentence of death,) did break and enter the dwelling-house of John Todd, on the 30th of May, about the hour of two in the night, and stealing a pier-glass, value 20 s. a silk gown, two yards of red baize, and other things, the property of the said John, in his dwelling-house. *

The principal evidence in this was Hyam Jacobs; the court did not examine him. Acquitted.

See the trial of Peak and Williams, N° 323, 324, in last Sessions Paper.

(M.) He was a fourth time indicted, for that he (together with Thomas Peak and Edward Williams, under sentence of death, and Patrick Fennel not taken) did break the dwelling-house of Adam Dixon on the 20th of May, about the hour of one in the night, and stealing fourteen linen shirts, value 50 s. a black silk cloak and hat, value 20 s. a silk waistcoat, two pankeen waistcoats, and other things, the property of the said Adam, in his dwelling-house. *

Adam Dixon. My house was broke open, and the things taken away as mentioned in the indictment, but I know nothing against the prisoner but what Hyam Jacobs has told me. Acquitted.

(L.) He was a fifth time indicted, for that he (together with Patrick Fennel not taken, and Williams and Peak capitally convicted for the same) did break and enter the dwelling-house of Anne Slate, widow, on the 22d of May, about the hour of two in the night, and stealing a woollen cloth coat, value 50 s. a cloth waistcoat, value 10 s. five linen shirts, value 10 s. seven aprons, three child's shirts, three child's shifts, three bed-gowns, and other things, the property of William Cogswell, in the dwelling-house of the said Anne. †

William Cogswell gave the same evidence, of the house being broke and the goods taken away, as on the trial of Williams and Peak, N° 323, 324, with this addition following:

Cogswell. I was sent for to Sir John Fielding, and before I went in to be examined, I asked the prisoner if he knew who was in the house; he told me he was not in the house himself, but that Tom Peak and Tom Reynolds, and Michael Lynch were,

were, and he was on the outside, and there were two men at the corner waiting to see if the watchmen came; he said two of them were weavers, and he was getting into bed, when they called him to go and assist in doing this fact; I asked him what the clothes were sold for; he told me 40s. I asked him who they were sold to; he said to Cowen, he did not say where, or that he was one of the people at Cowen's lodgings; he said it was impossible to get them again, for he did not know who they were sold to afterwards.

Q. Who was by at this confession?

Cogswell. I think Mr. Todd and Mr. Ripley were by at the same time.

James Brebrook. I was not come at the time of this, but when I came the prosecutor mentioned the prisoner, saying this when I came; it was before the prisoner had been with the Justice; *(the rest as on the trial of Peak and Williams, Mary Cogswell, and Hyam Jacobs, the same as before in N^o 323, 324.*

Prisoner's defence.

I was going over Moorfields, and happened to meet these people; as I knew them before, I had heard them talk about this, that, and the other; I knew I was as innocent of the fact as the child unborn; I saw the money paid at the sign of the Raven, they were drinking a pint of purl when I came in: I never was in the robbery; I only said I saw such persons in the alehouse, but they were not in the same settle with me.

He called Thomas Preston, a publican, and John Ragland, a peruke-maker, in Pennington street; the first gave him an exceeding good character; the other had seen him come to his father, but never knew any ill of him. Guilty. Death.

(L.) William Alexander was a third time indicted for stealing a cheese, weight eleven pounds, value 18d. the property of George Martin, June 6. †

George Martin. I am a cheesemonger, and live in Gracechurch-street. On the 6th of June my boy was in the shop, and I was at supper, I was called down; there was the prisoner and a cheese of mine brought in; Charles West can give a farther account, I can only say the cheese is my property.

Charles West. I am servant to Mr. Martin; the prisoner and another were standing together, I saw them reach a cheese from a shelf from the outside of the window; they walked about two doors from the shop with it; I ran and collared them both; they dropped it on the ground, the other

with struggling got away; the prisoner got out of my hands, but I called stop thief, and he was soon stopped.

Roger Fowler. I saw West having the prisoner by the collar; he flung away from him; he called, stop thief; I and another stopped him; I saw the cheese lying on the ground between them, when West had hold of him.

Prisoner's defence.

As I was going up Gracechurch-street, one man was running after another; the first dropped a cheese about a couple of yards from me; this man took hold of that man and me; the other man got away, and he kept me. Guilty. T.

374. (M.) Michael Farrel was indicted for stealing a silver tankard, value 5l. the property of Joseph Rowland, May 29. *

Joseph Rowland. I keep the Black Lion alehouse in Covent-garden; I have seen the prisoner in my house. On the 28th or 29th of May I lost a silver tankard, it was missing in the morning between one and two, before I went to bed; I went over to Sir John Fielding's, and desired hand-bills to be dispersed about, and about eleven the next day, a gentleman here sent up to my house, to let me know he had stopped such a tankard; I went to his house at Charing-cross, and there saw it; I knew the prisoner was in my house the evening before it was lost, he told me he expected somebody to come to supper with him.

Stephen Hardefide. I am a silversmith, and live at Charing-cross; the prisoner came to my shop on the 29th of May, about nine in the morning, and asked what I would give an ounce for this tankard; *(produced and deposed to by prosecutor.)* I weighed it, and marked upon it that I would give 5s. an ounce; he told me he would go back to the gentleman that sent him, and ask him if he would sell it for that, and he would give me the preference; he went away, and the paper came; I was reading an advertisement about it being stolen; he came back at the time I was reading it; he said, the gentleman would let me have it at the price; I stopped it, and told him it was stolen from the Black Lion, Russel-street, Covent-garden; he seemed very cool, not affrighted, and said he would go back and tell the gentleman; he went, but never returned again; I sent to the prosecutor, to let him know I had got his tankard.

Prisoner's defence.

The person I had it of owed me two guineas; he desired me to sell it for him, and he would

pay me; I brought it to Mr. Hardefide, and told him I had it to sell for another person.

He called Mr. Bath, with whom he had lived a year and a half, who deposed, he looked upon him at that time to be honest and sober. Guilty. T.

375. (M.) William Mallet was indicted (together with Samuel Stevens, Charles White, and John Williams not in custody) for breaking and entering the dwelling-house of Robert Peacock, on the 29th of June, about the hour of one in the night, and stealing eleven paste and garnet rings set in gold, value 5 l. two garnet rings set in gold, value 20 s. twelve fancy rings set in gold, eight cornelian and onyx rings set in gold, and a glass ring set in gold, the property of the said Robert, in his dwelling-house. †

Robert Peacock. I live in the Strand; I have two shops, one a cabinet-maker's, the other in the jewellery way, within one door of each of other; my sister and a servant live in the jewellery shop. On the 29th of June I was called up between five and six in the morning, the window was cut through of that shop, and some rings and several things taken out; these things mentioned in the indictment I lost, and more. I applied to Sir John Fielding on the Monday, to get handbills dispersed, and on the Tuesday night I was sent for to Sir John's; there was the prisoner and another person, and the things mentioned in the indictment were produced by Wright; (produced in court and deposed to;) here are the private marks of the shop on them.

William Jones. I am an engraver and enameller; Mallet, John Williams, and I, went to the prosecutor's shop, as we had before agreed; Stevens and Charles White helped us, they have not been heard of since; we broke a hole, and took the things out, I believe these things here are the same; then we went in to the Almonry, to one Doleman's, a public-house; Stevens went to bed there, Mallet and I went to the Red Lion in Piccadilly; we got up in the morning, and met Stevens in the Hay-market; he told us, Justice Fielding's people were about with bills; then we went to Doleman's, there we left the boxes and necklaces; Stevens sold some to a Jew; Mallet and I were taken that night in Cranbourn-alley, by Henry Wright, his brother Edward, and one Cornish; they took us to the Brown Bear, and sent for the prosecutor, and these things were taken out of Mallet's pocket.

Henry Wright. I, my brother, and Mr. Cornish, who keeps the tap in Tothill-fields, Bride-

well, were coming through Cranbourn-alley; there were Mallet and this evidence, and a woman between them, talking very busy; Mallet had been in custody three or four times before; I caught hold on Mallet's hands, I saw he was going to throw something down upon seeing us; he had a rag in his hand; I felt something in it; I put it in my pocket, and I laid hold of Jones, and took them to the Brown Bear in Bow-street; there I opened the rag, and there were thirty-four rings in it; there was Mr. Marsden, he sent me to the prosecutor, he came and owned them; the prisoner said before Sir John Fielding, he found them along with Williams.

Walter Cornish confirmed the account Wright had given.

Prisoner's defence.

I met Williams in Long-acre; he told me he had been about the country, and had got some rings and things to sell; he asked me if I knew where he could sell them; he gave them to me, and I said I would try if I could sell them. Guilty of stealing the goods only. T.

See him tried for stealing whips, and Stevens for receiving one of them, N° 273, 275, in this mayoralty.

376. (M.) Francis Parsons was indicted (together with Edward Stroud and Richard Jones, both cast for transportation, for stealing a pair of shoes, value 2 s. the property of William Hodgkins, and a flag basket, value 2 d. and three hempen cords, value 9 d. the property of William Mingey, June 7.

There was no evidence against the prisoner, except what was given in the former trial, (see N° 117, 118, in this mayoralty) by Marston, an accomplice, and he was gone at large; the prisoner was acquitted.

See the prisoner an evidence against Usher, Abrahams, Munday, Taylor, and Carpenter, N° 182, 183, 184, and 185, in Mr. Alderman Bridgen's Mayoralty; and see him tried, N° 172, in Mr. Alderman Nelson's.

377. (L.) Samuel Angel was indicted for stealing five pounds weight of sugar, value 18 d. the property of persons unknown, June 25. † Acq.

378. (L.) William Willoughby was indicted for stealing a live cock, value 3 s. the property of a certain person unknown, July 9. †

William West. Yesterday se'nnight, in the morning, as I was beating the hour two in Bishopsgate-street, the prisoner came by with a live cock under his arm; I stopped him; he said he had it from

his

his mother's; then he said he found it at the bottom of Bishopsgate-street; then he said he found it in an alley by where I met him, called Catherine-wheel-alley; I have taken some pains to find an owner, to the cock, but I cannot. Acquitted.

379. (L.) Henry Titten was indicted for stealing a pair of leather shoes, value 2s. 6d. the property of John Knight, July 14. †

James Swadlow. I am foreman to John Knight, a shoemaker in Birch-lane; the prisoner came into my master's shop the day before yesterday, and said he wanted a pair of shoes; I showed him some; he gave me a deal of trouble; he tried a pair, and put them under a chair, none would please him; he went out of the shop, then he stood looking through a pane of glass; I went to the farther end of the shop; then he came in almost double, with his head almost to the ground, and conveyed them under his left arm, and just as he got to the threshold of the door I caught hold of him (*produced and deposed to*). I sent for his mother by Mr. Knight's desire; he was for turning him about his business, but his mother begged for God's sake he might be sent abroad, for he was a very bad lad, and his uncle sent word to me the same yesterday. Guilty. T.

380. (L.) Anne Bremer, widow, was indicted for stealing 2s. 6d. in money, numbered, the property of John Clarey, July 2. †

John Clarey. I keep a public-house, the ship in Gravel-lane, Houndsditch; the prisoner was my servant; she lived with me but a few days; I had been very ill, and trusted my daughter to take money; after two nights, she told me she missed money out of her pocket on nights; I marked some, and put it in her pocket; it was marked as follows, one queen Anne's shilling marked on the head side with the name John Allen, one king William's shilling bruised on the cross-side in two places, one 6d. of James the Second, one king William's 6d. with a flaw on the cross-side, one king William's shilling marked on the head side 283, one queen Anne's 6d. marked with the letter O and a cross, one George the Second's 6d. with four scratches on the cross side, one plain shilling marked on the edge with the letter V. one Charles the Second's 6d. with a scratch on the head, one 6d. with the letter O and two scratches over it, and one ten-penny piece of Jacobus, and some not marked; I took the marks in writing (*produced in court*) dated July the 2d, 1767.

Agnes Torrent. I having missed money, I told my father of it; he marked some money, and I put it in my pocket, and when I went to bed I put it under my head as usual; my sister lay along with me, she is deprived of her senses, the prisoner lay in another bed in the same room; in the morning I found my pockets upon my pillow, I brought them down, she being in the room, and examined them when below; I missed two shillings and six-pence; I told my father, he sent for the people that saw it marked, and the constable; we called the prisoner into the kitchen, and taxed her before them; she said she had no money about her, after that she said she had none but what was her own; she put her hand in her pocket, and took out the six-pence marked with two scratches over the letter O; then she said she had no more; they said she must feel again; then she took out two shillings that were marked, and two not marked; we gave the marked money into the hands of the constable, we did not take the other.

John Basden. Here is the money sealed up which the prisoner delivered out of her pocket.

Prosecutor. We examined the money left in my daughter's pocket, and found by the marks these two shillings and six-pence were missing, and they have the marks upon them; the money taken out of the paper, marked a large dent on the side of one shilling, the other 283, and the six-pence two scratches over a round O.

Prisoner's defence.

I once picked up six shillings and six-pence on the bed in making the bed; I brought it down, and delivered it to her; she said, don't let my father or mother know, I shall have a noise; I took up this two shillings and six-pence from off the quilt, and put it in my pocket, and forgot to deliver it.

She called Elizabeth Craige and George Curry, who gave her a good character.

A. Torrent. She never delivered six shillings and six-pence to me, I never heard any thing of it till she came before my Lord Mayor, then she said so, but it is false. Guilty. T.

381. (L.) Thomas Townsend was indicted for stealing a silk handkerchief, value 10d. the property of John Martin Leake, June 30. †

John Martin Leake. On the 30th of June, between three and four in the afternoon, I was passing down Holbourn; at the end of Fetter-lane I felt a jerk at my pocket, I turned round, and saw the prisoner going down Fetter-lane with something

thing red in his hand ; I found my handkerchief was gone ; I pursued him, he took into a house about three or four doors down the lane, I followed him, and upon charging him, he either gave me the handkerchief out of his pocket, or I took it out, I do not know which (*produced in court, marked L. and a figure of 7 ;*) the house he ran into happened to be the constable's house ; he begged and prayed for forgiveness, and went on his knees.

Prisoner's defence.

I was going down Holbourn, and picked up the handkerchief near the pastrycook's ; when he asked for it, I said he was welcome to it. Guilty. T.

382. (M.) Thomas Martwick was indicted (together with two other persons unknown) for making an assault on the king's highway, on Andrew Dodd, putting him in corporal fear and danger of his life, and taking from his person one man's hat, value 12 d. and two yards of green baize, value 6 d. the property of the said Andrew, against his will, July 13. *

Andrew Dodd. I was walking up the Haymarket about half an hour after ten at night, on the right-hand side of the way, on the 13th of July, Mary Brooks was with me, I felt a sudden jirk at my pocket, and found my handkerchief was taken out ; turning about I observed the prisoner at my right-hand, I secured him, and said he had picked my pocket ; he pass my handkerchief from his right-hand to his left, and dropt it behind a post ; I had hold of him with my right-hand, and took it up with my left ; then he struck me in my mouth, and knocked me down on my knees ; I still kept hold of him ; he dragged me into the middle of the road ; I tripp'd up his heels, and got upon him ; he got from me, and got up ; I went then to look for my hat and cloth, and they were gone, I believe his accomplice carried them off.

Q. Did you see the prisoner have your hat or cloth in his hand ?

Dod. No, I did not ; I seized him a second time, he was not far from me ; Mrs. Brooks had hold of him, so he could not get away ; I threw him down upon the stones, he cried murder, the watch came and secured him, and we took him to St. Martin's Round-house.

Mrs. Brooks confirmed the evidence he had given. Acquitted.

Detained to be tried at Hicker's-hall for stealing the handkerchief.

383. (M.) William Nicholson was indicted for stealing a cloth coat, value 5 s. and a man's hat, value 12 d. the property of Abraham Bligh, June 10. †

Abraham Bligh. I live in St. Anne's-lane, Westminster ; on the 10th of June, my coat and hat were taken out of the timber-yard where I work on Mill-bank ; I had been treating the prisoner with a pot of beer, and he left me there, and when I came to look for my hat and coat, they were gone ; I suspected him.

John Floyd. The prisoner came into the timber-yard, and went with a pretence to go to work ; he worked about ten minutes, then he put on his coat, and took Bligh's coat and hat, and went out at the gate with it ; I thought he was going to carry them to him to the alehouse ; after that Bligh came into the yard and missed them.

Prisoner's defence.

If he saw me with it, why did he not stop me ? Guilty 10 d. T.

384. Peter W. Daniel was indicted for stealing a shirt, value 5 s. the property of James M'Gee.

Francis Viner and John Haines, the evidences, were called and did not appear. Acquitted.

Their recognizances were ordered to be retreated.

385. (M.) Thomas Adams was indicted for stealing a guinea and 10 s. in money, numbered, the property of David Metcalf, July 12. *

David Metcalf. I live in Charles-street, Westminster, and keep the Thistle and Crown alehouse ; on the 12th of July my wife came up stairs, and awaked me ; my breeches lay as usual in a chair by my bed-side, and took my breeches to see for some money ; there was none ; the prisoner had lain up two pair of stairs, my room was on the first floor ; I missing both gold and silver, went down and told the prisoner of it, and desired he would let me see if he had not a pocket-piece which I missed among the rest ; he pulled out some money, among which there was a guinea and my pocket-piece, and put it in his pocket again ; I sent for a constable, who when he came in said, where is the man that has robbed my landlord ; the prisoner rose up and said, I am the man ; the constable asked him what money he had, he pulled out 5 s. then the constable said, let me pull it out ; then the prisoner took out the guinea and pocket-piece, and some silver ; I had not seen the prisoner but twice before to my knowledge.

William

William English. I draw beer in the prosecutor's house; the prisoner came in a little in liquor, and ran up a score of 2 s. 4 $\frac{3}{4}$ d. it being lateish, he had liberty to go to bed; the next morning he came down between seven and eight, and desired my mistress to trust him; she said her husband would not like that; he desired to see my master; she went up stairs, and he followed her; when he came to the top of the stairs, my mistress said she did not chuse to awake him; she came down again, he seemed to go into the back room, where was a lad cleaning of shoes; I went up in a few minutes after, and saw him coming out of my master's room; he came down, and had two or three pints of beer, and paid his score he had ran over right; after that, my master came down, and said it was very odd he should be robbed; the prisoner made no answer; then he arose up, and wanted to go, but was stopped; I went for a constable, and saw the money taken from him, about 12 s. 6 d. a guinea, and pocket-piece; I heard my master say he would swear to the pocket-piece.

Charles Forward. I am a constable, I was sent for; when I came there, there was Mr. Noaks, the constable; there lay the pocket-piece on the table; he was persuading the prisoner to give the prosecutor his money again; the prisoner was very resolute, and said he had none; then Mr. Noaks said, let me take the money out; I had asked the prisoner two or three times what money he had; he said but 5 s. then Mr. Noaks took out a guinea and 12 s.

Prisoner's defence.

I went in much in liquor, and lay on a little bed; in the morning I had two or three pots; I never was nigh my landlord; he said he had lost a guinea and 10 s. and a pocket-piece; he charged me with it; they took and tied my hands, and a man took my money out; I lost about 15 s. I can swear to a particular half-crown they robbed me of. Guilty. T.

386. (M.) Joseph Tune was indicted for stealing eleven pigeons, value 11 s. the property of John Lister, July 6. *

It not being made felony to take animals that are wild in their nature, and these not being mentioned in the indictment tame pigeons, which are a man's domestic property, the prisoner was acquitted.

387. (M.) Sarah, wife of James Dalton, was indicted for stealing three gold rings, value 20 s. two pair of gold ear-rings, value 8 s. a breast stone shirt-buckle, a paste shirt-buckle set in silver,

and two garnet shirt-buckles, the property of Christian Daniel Henerickson, privately in the shop of the said Henerickson, July 14. †

Anne Henerickson. I am wife to the prosecutor; we live in Hemmings's-row, in St. Martin's parish, we keep a silversmith's shop; I was up stairs on Tuesday the 14th of July instant, in the afternoon, between six and seven o'clock; my maid called up to me, and said the shop was robbed; I came down, the maid ran into the street; the woman at the bar was brought in; she took two breast-buckles out of her pocket; we found two gold rings in the shop, just by the place where she stood; we think she must have dropped them; she begged pardon, and promised to pay the money for the others we had not found, at so much a week; there was a gentleman picked up one gold ring in the street, which was brought us.

Anne Wheeler. I am servant to the prosecutor, I had been up stairs; I found the shop-door open, and the prels-door open in which these things were kept; I saw things lying about; I saw part of a woman's black gown going out at the street-door; I called to my mistress that the shop had been robbed, and ran to the next door, a cook's shop, and asked if they saw a woman in a black gown; the woman of the house said, yes, here is one; there was the prisoner; I picked up a pair of gold wires at the door, and another in the house, within a yard of the prisoner; I said, you are a wicked woman, you have robbed my master's shop; I desired her to come back to the shop; she came back; my mistress said to her, you wicked wretch, you have robbed my shop; the prisoner said, I am a wicked wretch, and I have done it; she was willing to be searched, and begged my mistress would forgive her, and said she would pay so much a week for what was not found; all was then found but one ring, and that was found afterwards; I saw the prisoner take two breast-buckles out of her pocket, and deliver them.

Mary Hall. I keep an eating-house, the prisoner came into my shop; she having a child in her arms, and seemed a poor person, I went to serve her, according to her desire, with two pennyworth of cold meat; presently Anne Wheeler came in, and asked for a woman in a black gown; I said, here is one, (meaning the prisoner;) she said to the prisoner, you wicked woman, you have robbed our shop; what I! said the prisoner; she got up; she was taken back to the prosecutor's house; there was a gentleman going along in the street picked up a gold ring, and a person told him it was stolen, and he delivered it; and just at the coming in at my door,

door, there was a breast-buckle dropped from her; she took two from her pocket, and delivered back.

Prisoner's defence.

I was going that way, a mob was there; I went into the cook's shop for two pennyworth of cold meat; I had been out all day selling cauliflowers; the maid came in, and asked for a woman in a black gown; I said, I have a black gown on; said she, you have robbed our shop; I said no, I never robbed it; I pulled every thing out of my pocket; they asked me if I had any thing; I said I had nothing; they searched me; I had no more than them that I picked up. Guilty of stealing, but not privately in the shop. T.

388, 389, 390. (M.) Francis Boswell, John Spires, and John Harford were indicted, for that they, on the king's highway, on William Duck did make an assault, putting him in corporal fear and danger of his life, and violently taking from his person 2s. 2d. in money, his property, June 23. †

William Duck. I cannot say I know any of the prisoners. On Tuesday the 23d of last month about eleven at night, Mr. Domelove and I were stopped in a hackney-coach at Pancras-wash, as we were going from London to Hampstead; I saw three men, one on the side I sat, and two on the other; it was very dark, I could not discern their faces; I gave them 1s. and about 13 d. in halfpence, which I had in my waistcoat pocket; they seemed very well satisfied, and never asked Mr. Domelove for any thing; afterwards the hackney-coachman asked us our names; he said he would go to Sir John Fielding, and acquaint him with it, which I find he did.

Joseph Domelove. I was with Mr. Duck; what he has said is true, I know no more. I saw only three men, and them I could not know it was so dark.

John Smith. Mr. Duck and Mr. Domelove hired my coach in Smithfield to go to Hampstead; when we were at Pancras-wash, three men came, I thought they had been haymakers; one of them said, stop; I did not; he said, stop again, and shewed me a pistol; I stopped; they went up to the coach side, and asked them for their money; the man was on the off-side; he had a pistol, and there were two on the other side; I heard a man say, behave civilly, two or three times; I went the next morning to Sir John Fielding, and gave an account of three men that stopped my coach in that place.

John Auffer. The three prisoners and I all agreed

in King-street, St. Giles's, at the house of Mr. Curtis, to go out into the highway together; I have been acquainted with the prisoners six or seven months, we used to meet together; sometimes we used to go out in different parties, but that time they all went with me; we came to Pancras-wash, and there lay down on a hay-cock; Spires said, here is a coach a coming; we all got up; he had bought a pistol for me on the Monday night in the Almonry, and this was the night after; Spires went to the coachman, and demanded him to stop; a gentleman put his head out and said, what do you want; Spires said, your money; the gentleman said, I have but little; he delivered it to Spires; Boswell was with me, and Harford was behind Spires, all near the coach; then we went towards Tottenham-court-road, from thence to the Hay-market to a night-cellar at the corner of Pantion-street, it was then near two o'clock; we staid there till half an hour after three, and all agreed to go out on the next night; we all met at Curtis's house except Harford; we were all but him taken the next night in the road, and Harford was taken in the morning.

Domelove. It was I put my head out of the coach.

Duck. It was I that said, what do you want, when I saw a man at the door; he said, I want your money; I said, that is very trifling, it will not do you much service.

Joseph Stevenson. I am a constable; I was at the Brown Bear about half an hour after nine in the evening; I found there were three men, Mr. Bond, Mr. Sale, and Mr. Heley, going out in a coach, in order to take the men that did this robbery over night; I went with them; we went in Smith's coach; it struck ten o'clock as we got past St. Giles's church; he drove us up to Tottenham-court-road turnpike, then he turned towards Islington; we were not got above one hundred yards beyond the turnpike, before we saw three men and a woman stand leaning over some rails on the right-hand side; Heley said, he was almost sure they were the three men; I called to the coachman to stop, and we got out, and went up to the men; I caught hold of the evidence, and took a pistol from his bosom; the others laid hold of the other two; we did not find any thing upon them; we brought them to the Brown Bear in Bow-street; there Auffer turned evidence, and told us they had thrown a pistol and two knives away, upon the spot where we took them; we went to the place, and Bond picked up a pistol by the rails, and we found two long knives about twenty or thirty yards off in the field; (the pistols and

and knives produced in court;) then he gave us intelligence where we should find Harford; we went and found him just by the Gatehouse, where he lodged, the same morning.

George Sale gave the same evidence as Stevenson had done.

Richard Curtis. I live in King-street, Drury-lane, and keep a public-house. On a Tuesday night, about the time this robbery was committed, I remember Boswell and Auffer were both at my house; I do not recollect the other two being there that night; I know there were three or four other people there; they had three or four bottles of cyder; I believe they might stay till about half an hour after eight o'clock.

James Murphy. I live in the Haymarket, and keep a night-cellar; to the best of my remembrance, about three weeks ago, (I do not know the day of the week,) there came in four men, between one and two in the morning; they had two pots of porter, and four pennyworth of bread and cheese, and an odd halfpenny-worth of bread.

Q. to Stevenson. How came you not to wait till there was a greater certainty, here are three lives on the evidence of the accomplice only.

Stevenson. That woman might be a decoy-duck for what we knew; she was taken in custody, but she was discharged.

Boswell called John Smith, Anne Towsey, William Mare and John Chaplain; Spires called Catherine Clark, and Harford called Sarah Pool, Edward Hewitt, and John Baddely, who gave them all good characters. All three acquitted.

(M.) They were a second time indicted, for breaking and entering the dwelling-house of Jeremiah Nicholls, on the 15th of June, in the night time, and stealing 20 s. in money numbered, the property of the said Jeremiah. †

Jeremiah Nicholls. I live in Moore-street at the King's Arms alehouse, St. Anne's, Westminster; we went to bed about a quarter before twelve on the 15th of June, and about a quarter before two, the watch called me up, and told me the cellar-window was broke open; I got up, and found it so, and found the door between the cellar and tap-room broke open; all was fast when I went to bed, my till was taken away with, I believe, about 20 s. in halfpence; Sir John Fielding sent for me about a fortnight after, then Auffer had given information against the three prisoners.

Richard Curtis. One morning, about the 16th of June, as I opened my house, Boswell's wife came in and asked for some gin; she said she had

a good many halfpence; I took 2 s. of her; Boswell came in about nine, and said, did not my wife leave a shilling or two in halfpence; I said yes; said he, I wish you would take three more to make it up 5 s. I did; while he was telling the halfpence, the other two prisoners came in; they desired I would take 5 s. of each; I changed for them half a guinea's worth, and two five shillings worth; after that, I was sent for to Sir John Fielding's; this, I think, was about a week before they were apprehended.

John Auffer. The three prisoners and I broke the prosecutor's house open, I cannot tell the exact time; we took 23 or 24 s. in halfpence; we changed halfpence at Mr. Curtis's, as he has said, about seven or eight o'clock the next morning, and joined, and had three pounds of eels for breakfast.

Curtis. They had eels for breakfast at my house, when they changed the halfpence.

Boswell's defence.

Since I have been in confinement, I have heard there are two indictments against Auffer, for stealing sheep and pigs; he goes by the name of Bradley; Spires told me, there was a drover would be glad if I would put 5 s. in halfpence off for him; I went to Mr. Curtis, and asked if my wife had been there with halfpence; he asked if I had any more; I gave him 3 s. more.

Spires's defence.

I met Auffer in Covent-garden; he desired me to change some halfpence, saying he was loaded with them; he asked me to go and be a penny; Auffer went with me, where were two girls in bed; he went to bed to them, and I left him in the room; by that time it was late; I had rather lose half a day than have words, so I came again to the new alehouse, and sent for Boswell out of bed, and asked if he would change them halfpence for me; then Auffer gave me five shillings worth, and five shillings to Boswell's wife for her husband to change; Mr. Curtis gave her 1 s. in silver, and said it was all he had; she went home; then he came and brought 3 s. more; after that, Harford went and asked Curtis to take 5 s. in halfpence to change; Curtis gave him half a guinea, and then we had eighteen pennyworth of punch.

Harford's defence.

The evidence met me in Covent-garden, and took me to Boswell; then we went to Long-acre to two girls; there the evidence gave us the halfpence to change, and in the morning we went to the public-house, and there changed them. All three acquitted.

391, 392. (L.) George Mackey and John Gunn, were indicted for stealing 74 pounds weight of sugar, the property of persons unknown, July 16. †

Archibald Maughfing. I was the officer of the night; the watchman stopped the two prisoners with two bags of sugar, yesterday morning about half an hour after two o'clock; he brought them into the watch-house.

Richard Watts. I am a watchman; Spittle and I went home with a man that was sick; coming back, we met the two prisoners, one of them had a bag of sugar, and the other a bag of sugar and a hatchet; we took them to the watch-house; they first would have persuaded us it was rice; then they said it was sweepings; then they said the mate gave it them; then they said they found it on board a lighter, (*produced in court.*) I believe there is better than an hundred weight of it.

Abel Spittle confirmed the account he gave.

Mackey's defence.

I was the watchman on board the lighter; I went on shore to get a pint of beer, and when I came on shore again, I found this sugar in a hammock: we did not know who it belonged to, but were willing to carry it home to return it to the right owner.

Gunn's defence.

We went to get some beer at the Antigallican; when we returned, we found a hammock tied up, and this sugar in it; how it came there, or whose property we could not tell, and we went to take it home for our family's use. Both guilty. T.

393, 394. (L.) William Westwood and George Willson were indicted, for stealing ten bushels of foot, value 5 s. the property of John Lucas, May 29. †

John Lucas. I live in Water-lane, Fleet-street, and deal in foot and coals. On the 29th of May, the two prisoners offered me ten bushels of foot to sell; we agreed for it; when I was going to pay them, a lad came and told me, that foot was taken out of my warehouse, and gave me a clear account of it; I went to Westwood, and told him, I thought he had no visible way of getting it; he said he brought it for two men, named Rotherham and Doeg, upon which I sent for them; Doeg came, and said, he never sent him to sell foot in his life; this was in the prisoner Willson's hearing; the other was gone to Limehouse; I sent for him the next day; he came, and said he had not sent them with any. I went into the yard, and said to Westwood, how did you come by this; he said, it is my own; I said, you certainly have stole it; he said, one of

the sacks was his own; I paid him 2 s. for one sack, I had great room to suspect them; Willson was my servant; I went for the officer, and charged them, and they were carried to the Compter, and on the Monday before the sitting Alderman.

Philip Melyneux. I am apprentice to Mr. Lucas, I am a chimney-sweeper; I saw Westwood take a sack of foot out of my master's cellar, on the Saturday night; Willson at the same time said it was my master's sack; Westwood brought it out of the cellar, and Willson filled it in the cellar; they sold it to my master; they offered to sell twelve bushels in all, there were four sacks; Westwood used to go about with coal-carts for my master, and sometimes worked for him as a labourer.

Q. to prosecutor. How came you to buy it, after you had heard it was taken from your cellar?

Prosecutor. He insisted upon it it was his own; they go about the streets and get it to sell.

Dorothy Farwell. I saw Westwood bring two sacks out of the cellar, and put them down into the yard, and offered to sell them to the prosecutor, my master; master was in the counting-house at the time, the time the other witness mentions; I did not see Willson at that time.

Westwood's defence.

The foot was my own, I had it in my own room.

Willson's defence.

I know nothing about it, but Westwood came to me, and asked if my master was at home, and said he had brought some foot. Both guilty. T.

395. (M.) Thomas Duntomball was indicted for stealing one pair of worsted stockings, value 1 s. one pair of thread stockings, value 1 s. one pair of cotton stockings, value 9 d. one shirt, value 2 s. one knife, value one penny, one pewter spoon, value one penny, two linen handkerchiefs, value 1 s. and 2 s. in money numbered, the property of John Bentiman, June 22. †

Sarah Bentiman. My husband is named John; I was going out a haymaking, and left the things mentioned in the indictment, between the bed and the sacking, (*mentioning them*); the money was in a tin canister; this was three weeks ago last Monday; this was in Kingsland-road where I lodge, the prisoner lodged in the same room; I come from Staffordshire; I never worked a day with the prisoner in my life; when I came home at night, I found the bed all ruffled about, and missed the things mentioned, and a pound and a half of mutton; I charged the prisoner; he told me where he sold them, but I could not get any of them again.

John

John Bentiman. I am the husband, we lodged at Mr. O'Neal's, at the Lock of Hair in Kingsland-road; the prisoner lodged in the room where we did, but one night he came to bed between eleven and twelve, and we left him in bed when we went to work; there were two beds in the room, and a curtain between; I never saw the prisoner from that time till last Monday, when my landlord took him up; he then told where he had sold my things; he owned the taking two handkerchiefs and three pair of stockings.

The prisoner said nothing in his defence. Guilty. W.

396, 397, 398. (M.) Edmund Millington, John Crofs, and John Barnard, were indicted, the two first for stealing three pecks of malt, value 3 s. and a hempen sack, value 2 d. the property of Thomas Greenhill, Peter Reynolds, and John Postin; and the other for receiving the same, well knowing it to have been stolen, July 13.

Thomas Greenhill. Peter Reynolds and John Postin are my partners in the malting and corn way; at Fulham I found the malt mentioned in the indictment in Barnard's bed-chamber last Monday; there were about three pecks of it and a sack; he lodged at Sprat-castle, a house about half a mile out of town; there is T. Greenhill marked on the sack, it belongs to us in partnership; we had lost some ducks, and we suspected him, and in searching found the malt; I took him up, and before the justice he said he bought the malt, the 2d of June, of my man, that is John Crofs, for 2 s. 9 d. Crofs had been sent to Newgate the day before for the ducks; the real price is now 5 s. a bushel.

Thomas Deadman. I am a constable; I searched the house of Barnard, and found a sack with T. Greenhill on it, and some malt in it. All three Acquitted.

(M.) Edmund Millington and John Crofs were a second time indicted for stealing seven ducks, value 7 s. one goose, value 2 s. and two hens, value 2 s. the property of John Postin and Peter Reynolds; and one hempen sack, the property of John Postin, Thomas Greenhill, and Peter Reynolds, July 13. †

John Postin. Peter Reynolds and I only are partners in the hens, ducks, and geese; we lost seven ducks, two hens, and a goose, last Sunday night, out of a workshop; we put them in between nine and ten, and missed them in the morning. Millington was taken with five ducks and two hens; he and the fowls were carried before Sir John Fielding; I saw them there; I could have known

the hens from a thousand, they were laying hens; I do not swear to the others, but the prisoners both acknowledged them all to be ours, and that Crofs had the two ducks and geese.

Thomas Brian. I am a watchman, between one and two o'clock on Monday morning, I and another watchman were in Charles-street, Berkeley-square; there came Millington with five ducks and two hens in a sack, all dead; we secured him; he acknowledged a young man stole them at Fulham, and gave them to him, and that a young squint-eyed man had got two ducks and a goose (they were never found) and that they belonged to Mr. Postin and Mr. Reynolds; I went and told Mr. Greenhill of it; he got a constable, and took up Crofs; they were taken before Sir John Fielding, there they both acknowledged the crime; Crofs said he was drunk at the time, and did not know what he had done with the two ducks and geese.

Postin. The sack belongs to the partnership in the corn-trade, to all three of us.

Millington's defence.

I was in liquor, and met Crofs at eleven o'clock; we found a sack in the road; we came as far as Walham-green, there we parted; I met a watchman near Berkeley-square, he stopp'd me, the fowls were in the sack.

Crofs's defence.

We found them all together.

Mr. Greenhill. Crofs had been our servant, and behaved well for a year, but after that used to get drunk, and we turned him away.

John Cheafmore, a master carpenter, with whom Millington had worked journeywork four years, Isaac Thompson, John Hyate, and Mr. Moss, all gave Millington a good character, exclusive of this offence; and Thomas Deadman, Richard Gibbons, and John Wilcox, said they had known Crofs some years, and never knew any ill of him before. Both Guilty. B.

399. (M.) Martha, wife of Peter Stodard, was indicted for that she, on the 4th of June, about the hour of one in the day, the dwelling-house of George Hoy, did break and enter, no person being therein, and stealing a coat and waistcoat, value 20 s. a man's hat, value 5 s. a perriwig, value 5 s. a shirt, value 5 s. a pair of worsted hose, a silk handkerchief, a gold ring, a pair of iron shoe-buckles plated, a moiodore, a 6 s. and 9 d. piece, a quarter guinea, and 14 shillings in money, numbered, the property of the said George, in his dwelling-house. †

S s s

George

George Hoy. I am a labouring man, and live in Dowl-street, Wapping, the prisoner was my next door neighbour; I went out to work on the 4th of June, about five; my wife died about a fortnight before, so I locked up my house, and left nobody in it; I came home about six in the afternoon, and found my back-door open which I had left bolted with two bolts; I had but one room; I missed the clothes, ring, and money mentioned in the indictment; the money was taken out of a corner-cupboard which I left locked; two days after I saw my coat hanging up at Mr. Coleman's door in the Minories; he told me he bought it of a woman, which he should know could he see her; he described the prisoner, I took her to him; he said he bought the gold ring of her, but had sold it; I got a search-warrant, and searched her house, and found my hat and shirt, a pair of stockings, and a handkerchief (*produced and deposed to*;) her husband has since sold all his goods and gone to sea.

David Coleman. I gave the prisoner four shillings for a gold ring, but have sold it; I bought this coat of her for seven shillings (*produced and deposed to by prosecutor*;) the prisoner said her husband was drowned the day before at London-bridge.

Prisoner's defence.

I never was in his house in my life. Guilty of felony only. T.

400. (M.) John Blanch was indicted for stealing six shifts, value 2 s. two pair of worsted stockings, value 1 s. one pair of thread stockings, value 6 d. two linen aprons, four handkerchiefs, one sheet, one linen gown, one flannel petticoat, five pewter plates, four flat irons, a copper chocolate-pot, a copper saucepan, three brass candlesticks, and three leather pocket-books, the property of William Millet, July 14. †

Mrs. Millet. My husband's name is William; I live in Broad St. Giles's, but had lived in the parish of St. Martin's, Westminster; I moved from that place about a fortnight ago, and left the things mentioned in the indictment there.

Samuel Melam. I and one Field stoppt the prisoner, with the things mentioned, in the Fleet-market, last Tuesday morning, about half an hour after five o'clock.

James Field, the other watchman, confirmed his evidence; (the things produced and deposed to by Mrs. Millet.)

Prisoner's defence.

I found the things in a passage going out of the Almonry into Tothill-street.

He called Mr. Forster and Mr. Pitters, who gave him a good character, exclusive of this fact. Guilty. B.

401. (M.) Martha, wife of John Nicholls, was indicted for stealing a linen shirt, value 2 s. a linen stock, value 6 d. a pair of shirt ruffles, value 18 d. and two red Morocco pocket-books, the property of Francis Powel, July 9. †. Acq.

402. (M.) Martha Jones was indicted for stealing a linen handkerchief, value 10 d. nineteen pair of leather shoes, a tin box, a 6 s. and 9 d. piece, two quarter guineas, and sixteen shillings in money numbered, the property of William Pidgeon, privately from the person of Mary, the wife of the said William, July 11. †

Mary Pidgeon. I am wife to William Pidgeon, a shoe-maker in Whitecross-street; I never saw the prisoner before last Saturday night; I had been out with some goods, and was in King-street, Westminster; I met with her in the street; I said if I was in the city, I could find my way home; she said she would show me; she took me I do not know where, and kept me walking about; she took me round the Park several times; she desired me to sit down, and she would go a little way, and then come and show me; she came and sat down by me, and asked to hold my goods for me; I fell asleep, being tired; when I awaked, she and my things were gone, and a box, in which were two quarter guineas, a 6 s. and 9 d. piece, and 16 s. in silver; she had seen me put my box, with my money in it, in my bosom before; there were thirteen pair of Morocco shoes, and six pair of leather shoes, an apron, and a blue and white handkerchief, which she took also; there were two or three people told me, they could show me the house where she lived, that had seen her with me; I went to the house, and saw some shoes on the childrens feet, but could not find her; I went home, and told my husband of the affair, and went on the Monday, and found her and the goods in her habitation, some on some childrens feet.

Q. Had you had any refreshment?

M. Pidgeon. I had only treated her; we had a pint of beer and a dram each, and she saw me take a shilling out of the box, and put the box in my bosom; when we went before the Justice she said she had lost the box.

John Tudor. I am a constable, I went with a search-warrant to search the prisoner's apartment, but could find nothing; the Justice desired me to take

take her over the way, to see what I could find out; I asked her if she would confess, and see if it could be mitigated; she took me out, and said, if I would go along with her she would show me where the things were; I went with her to the house where we had been before; she produced ten pair of Morocco shoes, and two of black; (*produced in court, and deposed to by William Pidgeon.*)

Prisoner's defence.

I am charged with what I know nothing of.

She called one King, a milkman, who said she had carried milk for him, and behaved very just. Guilty of stealing, but not privately from her person. T.

403. (M.) David Reid was indicted for stealing 28 guineas, the property of Thomas Stamford, Gent. Feb. 5. †

Thomas Stamford. I am an attorney, the prisoner was my clerk; on the 5th of February I ordered him to write in Clifford's-inn, while I went out upon business, and did not return till about eleven at night; then I found my bureau broke open, in which were 28 guineas, which I had seen the moment I went out; they were gone, the lock and part of the bureau was broke; I called my maid to know if she knew any thing of the matter; she said she knew nothing of it, there had been nobody there but the prisoner writing; upon looking I found this piece of paper; (*produced in court*) it is his hand-writing; the paper has nothing on it material, it was only to amuse her; he had continued writing the same lines over and over again; I went to his lodgings, and found he was not at home; I heard no more of him, till I received a letter on the Saturday, in his own hand-writing, dated the 5th of February; in it was inclosed a letter to his brother; (*both produced in court.*)

The letters read in court; in the inclosed letter was to this purport:

"Dear Jemmy,

"We have left those things undone which we ought to have done, and done those things which we ought not to have done; I have deprived Mr. Thomas Stamford of the sum of 28 guineas; necessity drove me to it; all I request is, you will pay him all I have wronged him of, &c."

Signed D. Reid.

Q. When did you take the prisoner up?

Stamford. I took him up last Friday in the evening.

Amey Oakley. I am servant to Mr. Stamford; on the 5th of February my master and the prisoner went out; the prisoner returned and said, my master

sent him back to write two hours; he went into the office where he used to write, the bureau was in the same office; I went out of an errand, and when I came back he was gone.

Q. Had any body been in that room besides the prisoner that day?

A. Oakley. No, nobody; my mistress was ill up stair, she never came down; there was a carpenter came in in the evening to mend a table; he was not there two minutes, and I was there all the time the carpenter was there.

Prisoner. I acknowledge myself guilty of the fact. Guilty. T.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 3.

John Page, Henry Sumner, and John Abbot.

Transportation for 14 years, 1.

Anne Smith.

Transportation for 7 years, 36.

John Court, Richard Clark, Joseph Sleath, William Alexander, Henry Litten, Anne Brewer, Thomas Townsend, George Mackey, John Gunn, William Westwood, George Willson, Anne Adams, otherwise Haydon, Elizabeth Doland, John Fisher, Jane Brown, otherwise Dellot, Thomas Lawrence, Thomas Aylesbury, John Avery, Mary Wright, Catherine Goadson, William Cox, Thomas Dawson, Henry Donnelly, William Jones, John Pitman, William Gray, Thomas Richardson, James Smith, Michael Farrel, William Mallet, David Reid, William Nicholson, Thomas Adams, Sarah Dalton, Martha Stodard, and Martha Jones.

Branded, 5.

Andrew Hallgeel, John Bagnell, John Blanch, Edmund Millington, and John Crofs.

Whipped, 1.

Thomas Duncombball.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayor,

GOD save the KING.

The next sessions begins on Monday the 7th of September at Guildhall, and on Wednesday the 9th at the Old-Bailey.

Former

Former capital Convicts, who received his Majesty's most gracious Pardon on the following Conditions:

To be Transported for their natural Lives.

Thomas Smith, in April 1766.

William Griffith, in October 1766.

Mary Peak,
Richard Leach,
Daniel Hobbs,
Thomas Spines,
Samuel Collins,
Henry Johnson,
John Benham, } in May Sessions, 1767.

Joseph Morehane, in June 1767.

To be Transported for 14 Years.

Thomas Jacocks, in September 1766.

William Collins, in December 1766.

James Simpson, in May 1767.

David Roberts, in May 1767.

John Harris, in May 1767.

Edward Williams and *Thomas Peak*, in June 1767.

To be Transported for 7 Years.

Thomas Wise, in July 1766.

Richard Bratton, in July 1766.

John Hill, in September 1766.

John Winter, in December 1766.

William Pattison, in February 1767.

Benjamin Hudson, in February 1767.

Thomas Smith, in May 1767.

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O R,

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By THOMAS GURNEY, Writer of these PROCEEDINGS.

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Note, The Book is a sufficient Instructor of itself; but if any Difficulty should arise, all Letters Post paid) to the Author shall be duly answered.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of L O N D O N;

And also the
G O A L D E L I V E R Y
FOR THE
COUNTY of M I D D L E S E X,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,
On *Wednesday* the 9th, *Thursday* the 10th, *Friday* the 11th, *Saturday* the 12th,
Monday the 14th, *Tuesday* the 15th, and *Wednesday* the 16th, of SEPTEMBER.

In the Seventh Year of His MAJESTY's Reign.

Being the Seventh SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE
SIR R O B E R T K I T E, KNT.
LORD-MAYOR of the CITY of L O N D O N.

N U M B E R V I I . P A R T I .

L O N D O N,

Printed for J. WILKIE, at the *Bible*, in *St. Paul's Church-Yard*.

[Price Six-Pence.]

THE WHOLE PROCEEDINGS

ON THE
King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of London; the Hon. JAMES HEWITT, Esq; one of the Justices of his Majesty's Court of Common Pleas*; JAMES EYRE, Esq; Recorder†; and others of his Majesty's Justices of Oyer and Terminer of the said City and County.

LONDON JURY.

Dav. Fotheringham, John Priestly,
 William White, James Bonus,
 Richard Isherwood, William Amos,
 Christoph. Raifbeck, Christoph. Bushell,*
 Joseph Middleditch, Benjamin Perry,
 Robert Knox, Andrew Poole.*

MIDDLESEX JURY.

Henry Atkins, Thomas Taylor,
 Silver Crispin, Nathaniel Morgan,
 John Smither, Robert Goulard,†
 Thomas Lovett, Will. Halfpenny,
 William Wilkinon, Richard Wall,
 John Brathwaite, Lau. De Rippe.

** William Clivers and John Farrow served on the trial of the Brownriggs, in the room of Bushell and Poole.
 † Thomas Halgate served part of the time instead of R. Goulard.

404, 405, 406. (L.) **J**ames Brownrigg, Elizabeth his wife, and John their son, were indicted, for that they, not having the fear of God before their eyes, but being moved by the instigation of the devil, did wickedly, maliciously, and feloniously, from the 1st of May 1766, and divers other days and times, to the 4th of August 1767, make an assault on Mary Clifford, spinster; that the said Elizabeth, her the said Mary, wilfully, and of malice aforethought, did make an assault, with divers large whips, canes, sticks, and staves, and did strike, beat, and whip, over the naked head, shoulders, back, and other parts of her naked body, in a cruel and inhuman manner, giving to her divers large wounds, swellings, and bruises; and with divers large

hempen cords, and iron chains, round the neck of the said Mary, did bind and fasten, giving her thereby a large and violent swelling on the neck of her the said Mary; and in a certain place, under the stairs, leading into a cellar, in the dwelling-house of the said James, did fasten and imprison; by means of which striking, whipping, binding, fastening, confining, and imprisoning her the said Mary, she did pine and languish till the 9th of August, when the said Mary did die.

And the said James and John his son, of malice aforethought, were present, abetting, comforting, and maintaining her the said Elizabeth the said Mary to kill and murder.

And her the said Elizabeth and James her husband, stood charged on the coroner's inquest for the said murder.*

N. B. The characters * † direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

Mary

Mary Mitchel sworn.

Mary Mitchel. I am going into sixteen years of age.

Q. Do you know the nature of an oath?

M. Mitchel. I do, I can say my catechism.

Q. Where did you live?

M. Mitchel. I lived in the house of James Brownrigg, in Flower-de-luce court, Fetter-lane; I was his apprentice.

Q. How long have you served of your time?

M. Mitchel. I have served two years of my time last May; I was there two months upon liking before I was bound.

Q. How long was Mary Clifford there?

M. Mitchel. She was there about a year and a half; she was there a month upon liking.

Q. How was she treated during that month?

M. Mitchel. Very well.

Q. Had she a good bed to lie upon while upon liking?

M. Mitchel. She had.

Q. When did any ill usage begin?

M. Mitchel. About a week, or a little more, after she was bound.

Q. What sort of ill usage?

M. Mitchel. Such as beating her over the head and shoulders with a walking-cane and a hearth-brush by my mistress, that is Elizabeth Brownrigg, she was the first that began.

Q. Did you see any body else strike her?

M. Mitchel. Yes, John the son has struck her.

Q. Where did she lie after she was bound apprentice?

M. Mitchel. Sometimes on the boards in the parlour, sometimes in the passage, and very often down in the cellar.

Q. How came she to lie there?

M. Mitchel. She had the misfortune of wetting the bed, that was the reason of her being moved; at first she had a mat to lie on.

Q. Had she any thing to cover her?

M. Mitchel. Sometimes she had her own clothes, and sometimes a bit of a blanket.

Q. Was there any particular place where she used generally to lie?

M. Mitchel. Yes, in the cellar, where they used to lock us in; it goes under the kitchen stairs.

Q. How big was the place under the stairs?

M. Mitchel. It is about the bigness of a closet; it went in and turned under the stairs.

Q. Had she any bed there?

M. Mitchel. Sometimes she had a bit of a sack with some straw in it.

Q. What had she to cover her?

M. Mitchel. Sometimes she had something to

cover her, and sometimes a bit of a blanket, and sometimes she was quite naked.

Q. Did she chiefly lie there?

M. Mitchel. She did.

Q. How many beds had your master in his house?

M. Mitchel. There was a bed in every room in the house.

Q. Were there any lodgers in the house?

M. Mitchel. There was when Mary Clifford came first, but there has been none for six months; there was only one bed taken up then.

Q. How came Mary Clifford first to lie in that place?

M. Mitchel. She was as hungry for want of victuals, and she got up one night and opened the cupboard-door, thinking to get some victuals.

Q. When was that?

M. Mitchel. I cannot tell justly when it was, it may be pretty near twelve months ago.

Q. Was she found out in going to the cupboard?

M. Mitchel. My mistress I think it was that found the cupboard-door broke open.

Q. What did she take out of the cupboard?

M. Mitchel. There was nothing for her to take out.

Q. Was you with her?

M. Mitchel. No, I was not.

Q. What was done to her upon this?

M. Mitchel. My mistress made her strip naked to wash, and beat her all the while at times.

Q. How long was she washing naked?

M. Mitchel. She was naked washing all the day.

Q. What time of the year was it?

M. Mitchel. I fancy it was warm weather.

Q. How many times did she beat her that day?

M. Mitchel. I cannot justly tell; she beat her every now and then.

Q. How old was she?

M. Mitchel. She was going into fifteen.

Q. Was she taller or shorter than you?

M. Mitchel. She was taller a great deal than me.

Q. What did she beat her with?

M. Mitchel. She beat her with a stump of a riding whip.

Q. On what part did she beat her?

M. Mitchel. Her head and shoulders were mostly beaten.

Q. After that day where did Mary Clifford lie?

M. Mitchel. Down in the cellar under the stairs.

Q. Was there any window to the place where she lay?

M. Mitchel. No, there was not.

Q. Was there any hole to let in light?

M. Mitchel.

M. Mitchel. There is a little hole upon the top of the door; the coals were taken out to make room.

Q. Who took them out?

M. Mitchel. I was employed to take them out; my mistress ordered me to shift them out into a large coal-hole; then Mary Clifford continued to lie there.

Q. Was it of her own accord?

M. Mitchel. No, my mistress went down with her, and saw her locked in with a small padlock the first time she lay there; she was locked in on nights.

Q. What time had she used to be locked in?

M. Mitchel. Just before candle-light.

Q. Did your mistress always lock her in?

M. Mitchel. The apprentice locked her in sometimes, sometimes I was locked in with her.

Q. Did any body else lock her in?

M. Mitchel. The youngest son (he is not here) he has locked her in, and John the eldest son has locked us in, when they have gone into the country on a Saturday night, and they have returned on the Sunday night; I used to be locked in with her from the Saturday night to the Sunday night.

Q. How often may they have gone into the country on a Saturday, and staid till Sunday night?

M. Mitchel. I believe they may six or seven times.

Q. Had you any bed to lie on in that place?

M. Mitchel. No, we used to get some rags out of the fore-garret, and sometimes we had used to put our own clothes on; sometimes we had only a boy's waistcoat; my mistress used to order us to take off our clothes.

Q. For what reason?

M. Mitchel. She never told us why; if she saw a hole in our clothes, she would say we should not wear them.

Q. Who was to provide you with clothes?

M. Mitchel. She did.

Q. When did you use to be let out?

M. Mitchel. On the Sunday night.

Q. What victuals had you to eat the time you were in?

M. Mitchel. A piece of bread, nothing but bread.

Q. Had you any thing to drink?

M. Mitchel. No.

Q. Did you not ask for water?

M. Mitchel. No, we were not a-dry when we were put in.

Q. Were you never a-dry when you were there?

M. Mitchel. Yes, we were.

Q. How came it that you did not think of water after you had been locked up?

M. Mitchel. We did not use to think of any thing.

Q. Who generally locked you up on Saturday nights?

M. Mitchel. John Brownrigg generally did.

Q. Did your master ever lock you up?

M. Mitchel. I think he did no more than once; John used to stay in town after my master and mistress were gone in the country, till Sunday morning; he locked us up on Saturday nights.

Q. Did he let you out on Sunday mornings?

M. Mitchel. No, he never came near us on Sunday mornings.

Q. Who used to unlock the door on Sunday nights to let you out?

M. Mitchel. The apprentice boy.

Q. Who else?

M. Mitchel. The youngest son; I do not recollect any body else.

Q. Name whoever you saw beat Mary Clifford.

M. Mitchel. I have seen John the son beat her.

Q. How long ago.

M. Mitchel. About half a year ago.

Q. In what manner did he beat her, and for what?

M. Mitchel. Once he beat her with a leather strap, for not turning up a parlour bed; she was trying to turn up a press-bed, and could not, so he took a leather strap which my master used to put round his waist, for my mistress to lay hold by when she rode behind him.

Q. Describe how Mary Clifford was dressed when John beat her.

M. Mitchel. She had on a boy's waistcoat, it was a very old rag, it did not cover her well; it came very high before, but was torn on each shoulder; it did not cover her behind.

Q. Was it buttoned?

M. Mitchel. No, it was pinned.

Counsel. He did not beat her hard?

M. Mitchel. He did, as hard as he could strike; she seemed as if she had not strength to turn up the bed; she had lifted it, but could not push it up; he said he would make her lift it up, he knew she could.

Q. Was she attempting to raise the bed when he beat her with this leather belt?

M. Mitchel. She was.

Q. Did he hurt her much?

M. Mitchel. Yes, I believe he did; her head and shoulders were not well at the time she had been

been beat before by my mistress; the wounds were just scabbed over; my mistress used to be often beating her; John made her head and shoulders bleed very much.

Q. Which end of the belt did he strike her with?

M. Mitchel. By all appearance it seemed to be by the buckle end; I cannot say I actually saw the buckle.

Q. Was you by?

M. Mitchel. I was in the room all the time.

Q. Why do you say you believe it was the buckle end, if you did not see the buckle?

M. Mitchel. Because she bled so much.

Q. How long was he in beating her?

M. Mitchel. I cannot tell; he might be about five minutes.

Q. How many blows did he give her?

M. Mitchel. I cannot tell, he gave her a great many; he struck her eight or ten times, and then he would stop, to see if she would put up the bed; after that, he struck her again, and after he had beat her, he pushed the bed up himself.

Q. Did she bleed much?

M. Mitchel. There was a pretty deal upon the ground.

Q. Where must it come from?

M. Mitchel. Chiefly from her shoulders; her shoulders were bleeding.

Q. Are you sure the blood you saw upon the ground, was blood from Mary Clifford?

M. Mitchel. I am very sure it was.

Q. What quantity do you think there was of it?

M. Mitchel. I believe there might be better than a tea-spoonful, it was a little puddle.

Q. Had she stockings and shoes on?

M. Mitchel. She might have shoes on, but stockings she seldom wore.

Q. Did you see blood upon her legs?

M. Mitchel. I do not recollect that I did.

Q. Whether the waistcoat she had on was bloody?

M. Mitchel. That I cannot justly say; there was blood upon her head.

Q. Recollect who else you saw beat her?

M. Mitchel. Once I saw James my master beat her with an old hearth-brush; I never saw that but once to my knowledge.

Q. Can you recollect the time your master beat her?

M. Mitchel. That I cannot justly say; I cannot pretend to tell, because I do not know how time passed.

Q. Where did your mistress use to beat her most?

M. Mitchel. She used to beat her in the kitchen most.

Q. Can you remember any particular time?

M. Mitchel. No, I cannot.

Q. When did you see it first?

M. Mitchel. I cannot justly say.

Q. In what manner did she use to beat her?

M. Mitchel. She used to tie her up in the kitchen; when first she began to be at her, she used to tie her up to the water-pipe, with her two hands drawn up above her head.

Q. Describe that water-pipe.

M. Mitchel. That goes across the kitchen; the hooks that hold it are fastened into a beam.

Q. Had she used to have her clothes on when your mistress tied her up in this manner to beat her?

M. Mitchel. No, no clothes at all.

Q. How came that?

M. Mitchel. It was my mistress's pleasure that she should take her clothes off.

Q. What had she used to beat her with?

M. Mitchel. She beat her most commonly with a horse-whip.

Q. How long did she use to beat her in this manner?

M. Mitchel. I cannot justly say, but she seldom left off till she had fetched blood.

Q. What sort of a whip?

M. Mitchel. It was a riding-whip, that my master used to ride with.

Q. How long was it?

M. Mitchel. I fancy it might be a yard long; she was tied to the water pipe no longer than while my mistress was beating her.

Q. When did your mistress begin to tie her up to the water-pipe?

M. Mitchel. To the best of my remembrance it was before the warm weather began this year, but I cannot justly say; lately she has been tied up to a hook.

Q. Give an account of that hook.

M. Mitchel. There was one day talk about a hook; my mistress was angry, and asked my master why he did not put up the hook; he told her he would, and that day he did put up the hook.

Q. In what way did she express her anger?

M. Mitchel. She said she would beat us.

Q. Why did she talk of beating?

M. Mitchel. We were both to be beat.

Q. How long is that ago, since they talked about putting up the hook?

M. Mitchel. I believe it is about three months ago.

Q. Whereabout did he put up the hook?

U u u

M. Mitchel.

M. Mitchel. That was whereabout the jack had been, upon the same beam where the water-pipe run under.

Q. What time of the day did she ask her husband to put up the hook?

M. Mitchel. That was towards dinner-time; she was threatening us then.

Q. How was it fastened up?

M. Mitchel. There was a screw went into the beam, and the part the rope went into was like a ring.

Q. After it was up, what use was made of it?

M. Mitchel. No other than to tie us both up.

Q. After it was put up, how long was it before any body was beat?

M. Mitchel. Mary Clifford and I were soon beat after that.

Q. How soon was Mary Clifford beat after?

M. Mitchel. I cannot justly say; I believe in less than a week.

Q. Describe in what manner it was made use of, when Mary Clifford was beat.

M. Mitchel. No body made use of it but my mistress; we were tied with our hands over our heads, and the rope went through the ring.

Q. How was she dressed when tied up?

M. Mitchel. She was never dressed when tied up; she never was tied up but when she was quite naked.

Q. By what part was she tied?

M. Mitchel. She was only tied by her hands; she was always beat till she bled.

Q. Was she often tied up to that hook?

M. Mitchel. She was very often.

Q. How often?

M. Mitchel. About once a week.

Q. Did any body assist Mary Clifford?

M. Mitchel. No, there was no body to assist her; she was always beat with the whip.

Q. Did any body beat her when she was tied up to the hook besides your mistress?

M. Mitchel. No, no body else did; John came down once when my mistress had been beating her.

Q. How long was this before you were taken away?

M. Mitchel. This might be about six months before the hook was put up: my mistress told him she could not make her do any thing.

Q. Was this before John beat her about the press-bed?

M. Mitchel. I believe it was not long after that.

Q. What passed?

M. Mitchel. She had been beating her with the whip, quite naked; she was then tied up, to the

best of my knowledge, to the water-pipe; she desired him to take the whip and beat her; then Mary Clifford was just let down; he took the whip, and gave her some very hard strokes, but did not continue beating her long.

Q. Was she naked then?

M. Mitchel. She was.

Q. How long had she been beating her?

M. Mitchel. She had not been beating her long; I cannot say how long.

Q. What was the condition of her body?

M. Mitchel. After Mrs. Brownrigg had beat her, she had many cuts about her; when John came down she was very bad; there was blood.

Q. Where was you at this time?

M. Mitchel. I was in the kitchen all the time; John beat her with the whip on her naked body.

Q. On what part did he more particularly strike her?

M. Mitchel. I believe he did not strike on any part particularly.

Q. Do you know any thing of a jack-chain?

M. Mitchel. I do; Mary Clifford was fastened to it; one part of it was put round her neck, and the other fastened to the yard-door.

Q. Was it done very tight?

M. Mitchel. I believe it was as tight as it could be round her neck, without choking her.

Q. How long was that put on before you were taken out of the house?

M. Mitchel. I believe it might be a month or six weeks before we were taken away.

Q. How was it fastened?

M. Mitchel. It was fastened by one ring being fixed in another.

Q. Could Mary Clifford undo it?

M. Mitchel. I cannot tell whether she could or no.

Q. What was she fastened there for?

M. Mitchel. Because she was very dry in the night, and she got out, and broke some boards down; she was to scour the copper, and was chained to the yard-door all day, and loosed from the door on nights, just before dark, but sent down into the cellar with her hands tied behind her, with the chain on her neck.

Q. Had she her clothes or waistcoat on?

M. Mitchel. I cannot say whether she had or not; she was locked into the cellar under the stairs all night.

Q. Who tied her hands?

M. Mitchel. I saw them after they were tied; my mistress tied them.

Q. Who put the chain round her neck, and fastened her to the door?

M. Mitchel.

M. Mitchel. I saw it put about her neck, but cannot tell by whom; there were my mistress, and the youngest son, and my master by, when it was put about her neck; to the best of my knowledge, it was my master's youngest son Billy, that called her up by my mistress's order. I heard her beat her; there was a brass chain, a squirrel chain, added to the iron chain, to make it longer.

Q. Can you say your master saw the chain put on?

M. Mitchel. I cannot, I am not certain, but he saw it on after it was on.

Q. Which part of it was about her neck?

M. Mitchel. It was the iron part.

Q. What is your mistress by profession?

M. Mitchel. She is a midwife.

Q. Had she been out a little before you were taken away?

M. Mitchel. She had been in the country from the Saturday night till Sunday night; the next week, when she came home, she said nothing to us that night; on the Monday, the day following, she looked about the house, and said she could not find we had been doing any thing since she went out: she said she should give it us as soon as she had time, but she must go out then to see a gentlewoman she had laid; she was out till Friday, and came home in the evening.

C. for Crown. Now we are come to Friday the 31st of July; what did your mistress do on that day? do you know in what state of health the child was in that whole week?

M. Mitchel. She was in a very pretty good state of health, only her head and shoulders were sore, they were scabbed over; there were very great scabs on each shoulder, and three or four on the head; them on the head were in a fair way to get well.

Q. Were there scabs any where else?

M. Mitchel. I do not know that there were.

Q. What clothes did she wear that week?

M. Mitchel. She wore her gown and petticoat that week.

Q. How did she speak?

M. Mitchel. She could speak pretty well.

Q. On that Friday morning what did Mrs. Brownrigg do?

M. Mitchel. About ten in the morning, after she had done breakfast, she went down in the kitchen, and tied Mary Clifford up to the screw-hook, and said she would make her remember to work when she was out.

Q. Had she done any particular offence that day?

M. Mitchel. No, not as I know of; my mistress

did not charge her with any offence committed on that day, or the night before; my mistress told her she had not forgot her two or three times when she saw her at night; for two or three different nights, as she came home, she took and tied Mary Clifford's hands, and fastened the rope to them, and put that thro' the hook; this was about ten o'clock, I was in the kitchen at the time, there was no body there but us three; she horse-whipped her very much all over her, there were drops of blood under her as she stood, she struck her with the lash when she let her down as she was at her washing, and with the butt-end of the whip over the head, as she was stooping at the tub, and complained she did not work fast enough.

Q. How many times did she strike her with the butt-end.

M. Mitchel. Two or three times.

Q. Did she beat her any more that day?

M. Mitchel. Yes, she tied her up again naked.

Q. How soon after?

M. Mitchel. I cannot justly say how soon after; to the best of my knowledge I saw her tied up five times that day, and whipped by my mistress; I think my master and John were out that day, except their coming home to dinner; Mary Clifford had not her clothes on all that day, and my mistress gave her two or three strokes every time, but not so severe as before.

Q. Where did Mary Clifford lie that night?

M. Mitchel. I cannot say, she was either about the passage or locked in.

Q. Where were her clothes?

M. Mitchel. To the best of my knowledge they were in the kitchen, but she was charged not to put them on; she has been charged not to put them on many times by my mistress, when I have not heard it.

Q. What makes you say she was charged not to put them on if you did not hear it?

M. Mitchel. Because she would have put them on, if my mistress had not charged her to the contrary; my master or any body else would have bid her put her clothes on except my mistress.

Q. Had she her clothes on the next day?

M. Mitchel. She put them on on the Friday night, that is a gown and petticoat, and she had them on on Saturday; to the best of my memory she was not out till the Sunday in the afternoon.

Q. Where did your master and mistress dine?

M. Mitchel. They dined in the parlour.

Q. Where did the girl lie on the Saturday night?

M. Mitchel. I cannot say where she lay that night.

Q. Did

Q. Did she do any work about the house on the Sunday?

M. Mitchell. Yes, she was about just to sweep the room, and clean the sink in the back-parlour.

Q. Where were the family then?

M. Mitchell. I think, to the best of my knowledge, the family was all then in the back-parlour; to the best of my knowledge, my master, and John, and my mistress were there.

Q. How was the girl dressed?

M. Mitchell. She then had a boy's waistcoat on till the afternoon; I do not recollect she had any thing on her head, that was very bad then; the waistcoat was put on when she was bad, to go in to clean the room before dinner; that was between breakfast and dinner; she went about the room naked before the waistcoat was put on; her shoulders were in a very raw condition.

Q. Did no body take notice of the condition her head and shoulders were in?

M. Mitchell. No, not as I know of.

Q. Can you recollect the day you was taken away?

M. Mitchell. Yes.

Q. Who was at home before the people came?

M. Mitchell. My mistress, my master, and John were.

Q. Did Mary Clifford work about the house that day?

M. Mitchell. I believe my mistress thought she had hurt her.

Q. What day was that?

M. Mitchell. That was the Tuesday before the Friday.

Q. Was she up-stairs before any body came to enquire for her?

M. Mitchell. That I cannot tell, my mistress had been boiling bread and water to put to Mary Clifford's throat.

Q. What was the matter with her throat?

M. Mitchell. It was very much swelled, and her head also; her throat was so swelled, that her chin and cheeks and all were quite even; it begun to swell on the Friday; my mistress began to put that poultice to it on the Monday night.

Q. Who saw her in this condition?

M. Mitchell. James my master did, and John his son was at home when they came to enquire for her, and so was my mistress.

Q. How many doors is there to your master's house?

M. Mitchell. There is one that opens into Flower-de-luce court, and one into Fetter-lane, that was always double locked, and the key in the parlour;

the street-door was never opened, unless somebody in particular came, so that I and Mary Clifford could not go out.

Q. Who used to lock it?

M. Mitchell. That I cannot justly say; the other-door my mistress or master or apprentice kept the key of when they happened to be at home.

Q. Was there any place open by which you could tell any body your complaint?

M. Mitchell. No, the parlour and other rooms have lately been kept locked.

Q. How long have they been kept locked?

M. Mitchell. I cannot tell justly, they were all locked, except the two garrets; the bed-chambers were all kept locked, there was none but the best parlour made use of; that parlour towards Fetter-lane was never made use of.

Q. Could you not at any time go through the parlour, and out into Flower-de-luce court?

M. Mitchell. No, there was always somebody in the shop or parlour.

Q. How often was you out of that house before you was taken out?

M. Mitchell. I have been to Islington with the family three or four times.

Q. When was the last time?

M. Mitchell. That was eleven months ago.

Q. Was not Mary Clifford sent out sometimes of errands?

M. Mitchell. I do not remember she ever was since she was bound apprentice, only she has been with the family at Islington, that is a good while ago; I think I was the last that was there of us two; I do not remember she was ever sent out of the house after she was bound.

Q. Did not she cry when her mistress whipped her?

M. Mitchell. Yes, but my mistress used to say, the more we cried the more she would beat us, and we endeavoured to stop it, but we could not help crying; but Mary Clifford cried out but very little.

Q. Describe whereabouts the kitchen is.

M. Mitchell. The kitchen is next to Fetter-lane, under ground.

Cross Examination.

Q. Do you think what you have said is strictly true?

M. Mitchell. I think it is.

Q. Did you, when before the coroner, say that your master had never given this girl one blow?

M. Mitchell. I did not say one blow, but I said he had not stript her in the manner my mistress did.

Counsel. I think you said he never beat her.

M. Mitchell.

M. Mitchel. That question was never put to me ; the question was, Whether my master ever stripped me ?

Q. Whether you did not say your master never did strike you ?

M. Mitchel. No, I do not think I did say so ; I think I was asked whether my master ever struck me with my clothes off.

Q. At the time when the deceased was endeavouring to lift up the bed, and John beat her, was there any body in the house besides John Brownrigg ?

M. Mitchel. No, my master and mistress were at their lodgings at Islington.

Q. Do you know that the cupboard-door was broke open ?

M. Mitchel. It was broke open to be sure, the nails were almost out ; that was the time when my mistress set her to washing naked.

Q. What had used to be in that cupboard ?

M. Mitchel. There used to be bread and meat, and earthen plates, and such things.

Q. Did your master ever lock the deceased in under the stairs ?

M. Mitchel. Once I think he locked us in.

Q. Are you sure of that ?

M. Mitchel. I am, but I cannot justly say how long it is ago, it was on a Sunday.

Q. How long before you got out ?

M. Mitchel. I believe about a month before, then my mistress was down in Hertfordshire.

Q. How long did you stay in that place when your master put the lock upon the door ?

M. Mitchel. We did not stay there above half an hour.

Q. Who let you out ?

M. Mitchel. The apprentice did.

Q. Who generally locked you up ?

M. Mitchel. John Brownrigg did on the Saturday nights.

Q. Who gave you the bread there ?

M. Mitchel. That was John Brownrigg.

Q. How many times did he beat her ?

M. Mitchel. I do not remember he beat her more than twice.

Q. When was the last time ?

M. Mitchel. That might be two or three months before we got out.

Q. Can you say you saw a tea-spoonful of blood upon the ground ?

M. Mitchel. It did not seem like drops, it was more like a puddle.

Q. Did you see any part of the waistcoat bloody ?

M. Mitchel. That I cannot say.

Q. Can you recollect whether the old scabs were broke at that time ?

M. Mitchel. I think that must have been the case.

Q. Whether there were any marks at that time of the old sores by the beating of the son, or were they well ?

M. Mitchel. Her head and shoulders were never quite well from the first time of beating.

Q. Was there not a hook which they run the spits through in the cellar ?

M. Mitchel. There were two very large hooks, they were there when I was taken away.

C. for Crown. I saw them there two or three days ago.

Q. Can you give a reason why you was not tied up to them as well as to the other hook ?

M. Mitchel. We were tied up to the other, because my mistress chose we should not have any thing to save ourselves by ; they two hooks are put over the grate, the other was nearer towards the wall.

Q. How long was she beat with the hearth-brush by James Brownrigg before you was taken away ?

M. Mitchel. That was a great while before we were taken away.

C. for Crown. We do not look upon it that any blow given by the husband was the occasion of her death.

Q. Were you both locked up ?

M. Mitchel. We were.

Q. When you was tied up, was your master at home ?

M. Mitchel. It was most commonly when he was not at home.

Q. Do you remember any thing of the deceased's falling down stairs ?

M. Mitchel. I think that was one day that week when we were taken away before the Friday.

Q. Did she say any thing to you about it ?

M. Mitchel. She told me the saucepan handle had hit her, and hurt her somewhere about the face.

Q. What was she carrying when she fell down ?

M. Mitchel. I think she was carrying a saucepan down stairs.

Q. Do you remember any thing of a pail of water ?

M. Mitchel. She had been scouring the stairs, and I think the pail caught her, and occasioned the fall.

Q. Was she much hurt ?

M. Mitchel. She told me she had hurt herself very much with the saucepan on one side of her face.

Q. Did she not complain she had hurt her neck?

M. Mitchel. No, she did not.

Q. How many flairs did she fall down?

M. Mitchel. She fell down near all, I believe about eight or nine.

Q. How does the kitchen receive light?

M. Mitchel. From a sash-window with iron rails before it.

Q. Could not you throw the sash up?

M. Mitchel. We might; but if we did, some of them would hear us.

Q. Was you very often with the apprentice?

M. Mitchel. I was.

Q. Did you never complain to him?

M. Mitchel. Sometimes I did.

Q. Did you never desire him to apply to any body.

M. Mitchel. No.

Q. Did your master never do any thing towards preventing your mistress from beating Mary Clifford?

M. Mitchel. I cannot say he ever did, sometimes he has taken the whip out of the house, and carried it to the stable.

Q. For what has he done that?

M. Mitchel. I cannot tell; he used to ride out.

Q. Did he not carry it there before riding out?

M. Mitchel. No, he did not.

Q. Has Mary Clifford been beat with any thing else besides the whip?

M. Mitchel. Yes, she has been beat with a walking cane.

Q. Had she not a scald head?

M. Mitchel. No, she had not.

Q. Was not her head shaved?

M. Mitchel. I never remember her head being shaved till she came to the hospital.

James Brownrigg. I shaved both the girls heads twice.

M. Mitchel. I had not a blemish before I came to my master, nor Mary Clifford neither.

Q. Did you know Mary Clifford before she came there?

M. Mitchel. Yes, I did.

Q. Did not she and you quarrel and fight?

M. Mitchel. We never fought, I have quarrelled with her when she has quarrelled with me, but we never fought.

Q. Do you not believe your master carried the whip from the house to prevent your mistress making use of it upon you?

M. Mitchel. I cannot tell that, he has come home and left it at the stable, and my mistress has sent the apprentice boy for it.

Q. Did you never complain to your master of your being tied up?

M. Mitchel. Once I did.

Q. What did he say to it?

M. Mitchel. He said he was sorry, but I should mind my business; I complained that time when the whip was carried to the stable on the evening; the next morning my mistress wanted it; I had been beat, and was very sore.

Q. from James Brownrigg. How long is it since the place was cleared of the coals, and tell the reason why it was cleared out?

M. Mitchel. I cannot justly say how long it may be ago, I believe it may be about eight months; we used to be in that hole since the coals were out.

Q. from James. Was there nothing put into that place?

M. Mitchel. There were some chips and shavings put in it about a month ago, but there were no chips and shavings in it when we were confined in it.

Q. Was you never bid by your master and mistress, not to go to the coal-hole, fearing you should set fire to the shavings?

M. Mitchel. No.

Q. from Elizabeth. Have I not sent down to you and the other girl, when you have been sitting with your clothes over your heads, to come up; and have I not beat you for lying there and neglecting your business?

M. Mitchel. No. We have often chose to go up into the shop and grind the white lead, rather than stay in the coal-hole; we never went there without we were sent there, and fastened in.

Q. from James. Was you ever at Islington; and did you walk or ride there?

M. Mitchel. I rode there once, behind my master's youngest son, when the other was sick there, and once I walked there.

Q. from James. Do you remember riding in a coach there?

M. Mitchel. We had lodgings in Frog-lane, and I went there in a coach once.

Q. from Elizabeth. How long is it since you went with the other girl, to carry coals under your arm?

M. Mitchel. That was a great while before any of this cruelty begun.

Q. from James. Can you remember how long it is ago, since Mrs. Jones and her grand-daughter were at Islington, and you was there?

M. Mitchel.

M. Mitchel. I remember it very well ; it cannot be less than three months before the time we were taken out of the house.

y C. for Crown. They were taken out of the house the 4th of August.

George Benham sworn.

George Benham. I am an apprentice to James Brownrigg.

Q. When was you bound ?

Benham. I was bound on the 2d of December last ; I was there two months upon liking ; Mary Clifford and Mary Mitchel were there when I came.

Q. Were there any other servants there besides them ?

Benham. No, there was not.

Q. Did you ever see any body beat Mary Clifford ?

Benham. Yes.

Q. How long after you came into the house was it that you saw your mistress beat her ?

Benham. In about two months after I was bound.

Q. What did she beat her with ?

Benham. She beat her with the end of a horse-whip, or stick, or any thing that came in her hand as she ran by.

Q. Did you ever see her tied up ?

Benham. No, I never did.

Q. Had she clothes on when she was beat ?

Benham. She had her own clothes on, a light camblet gown.

Q. Did you never see her naked ?

Benham. No, I never did, to my knowledge.

Q. How had you used to spend your Sundays ?

Benham. I used to go to church in the forenoon, and sometimes in the afternoon I used to go and see my sister.

Q. Where had your master and mistress used to go on Sundays ?

Benham. Sometimes they used to go out on the Sunday into the country, and sometimes they went on Saturday nights, and returned on the Sunday night.

Q. What became of Mary Clifford when they were abroad ?

Benham. I do not know ; I went out with my master sometimes on a Saturday night, when they went into the country.

Q. Where did Mary Clifford use to lie ?

Benham. Sometimes in the coal-hole, and sometimes in the passage.

Q. Why did she lie there ?

Benham. My mistress used to say, she befouled herself sadly, and rotted the beds to pieces ; that was the reason she did not lie in a bed.

Q. Did both the girls hurt the bed ?

Benham. I thought the other girl used to lie most commonly in my mistress's room.

Q. Did you never lock Mary Clifford into the coal-hole under the stairs ?

Benham. Once I did.

Q. By whose order did you do that ?

Benham. By my mistress's order.

Q. What time of the evening did you lock her up ?

Benham. It may be about nine or ten o'clock.

Q. Was she let out again the next morning ?

Benham. She was.

Q. Was she locked up alone ?

Benham. She was.

Q. Had she her clothes on when you locked her up ?

Benham. No, she had no clothes on, only shoes and stockings.

Q. How came she to be naked ?

Benham. I do not know.

Q. Had you seen her lately on that day ?

Benham. I had.

Q. Had she her clothes on then ?

Benham. She had.

Q. When were they taken off, and upon what occasion ?

Benham. I do not know : she asked me to get her some clothes to cover her, and said, she knew where the clothes were. I bid her go and take them in with her : she took in some old pieces of blanket, a piece of an old rug, and such things to lie on, and cover her. I was opening the door for her to go in when she asked me.

Q. Did your mistress give you any reason why this was done ?

Benham. No, she did not, that made my heart ach to lock her up so naked.

Q. Did you not ask your mistress why she did this ?

Benham. No, I did not.

Q. Have you seen her so naked since ?

Benham. I never saw her so naked before or since.

Q. Did your mistress hit her with a whip or stick often ?

Benham. It may be once a week.

Q. Did you look at her back when she was naked, to see if she had any wounds upon her ?

Benham. No, I turned my head away, and would not look at her.

Q. Why so ?

Benham. I thought she might have some cuts by being beat, and my heart ached.

Q. Do

Q Do you remember the time of your master being sent to the Compter? did you go and see him?

Benham. I did, the day after.

Q Did your master send you on any errand from thence to his house?

Benham. He bid me go and take down the hook which was fastened up to a beam in the kitchen.

Q Did he give you any reason for so doing?

Benham. No.

Q Did you take it down?

Benham. I did, and put it into the top of a drawer in the shop.

Q Did he not mention a whip?

Benham. He did not; he ordered me to burn all the sticks I could find. There was a piece of a rattan, a cane about a yard long, and a piece or two more of cane and the handle of a whip.

Q How long was the handle of a whip?

Benham. That was about four inches long.

Q Had you any particular reason for burning the handle of a whip as well as the sticks?

Benham. No, no more than the sticks.

Q Did you know that when it was a whip?

Benham. I did, but that was not the riding whip.

Q What became of the riding whip?

Benham. I do not know, that is in the country.

Q How do you know that?

Benham. I rode with it, with the horse into the country, about a fortnight or three weeks ago, after my master was in the Compter.

Q Where was the whip when your master went to the Compter?

Benham. It was at the Bell inn, in Holbourn.

Q Did you ever see a chain round Mary Clifford's neck?

Benham. I do not recollect it was put round her neck; there was a chain; I saw her go into this coal-hole with a chain on.

Q How long ago is that?

Benham. That may be four or five months ago. I cannot tell whether it was fastened, or whether she had it in her hand or not.

Q Were her hands tied behind her?

Benham. No, they were not.

Q Had she her clothes on, or naked, when she had the chain on.

Benham. She had a camblet gown on then?

Q Do you know Mary Clifford's mother, and how long?

Benham. I do; I have known her about three months; she came to our house, and asked for her daughter.

Q How long was that before the girls were taken away?

Benham. It may be about two months before.

Q Was her daughter in the house then?

Benham. She was.

Q Did she see her daughter?

Benham. No, I told her her daughter was not within.

Q Did you not know she was within?

Benham. I knew she was within.

Q Why did you tell her that falsity?

Benham. My mistress gave me orders, that when she came, to tell her she was not at home, or was gone out.

Q Did she give you any reason why you was to tell her this?

Benham. She said the girl's mother was a bad woman, and might teach bad things to her daughter; she had never come before, as I know of. I did not know whether Mary Clifford had a mother or not, before my mistress gave me these orders.

Q How long before the time of her mother's coming, did your mistress give you these orders?

Benham. It may be a month before, or more.

Q Was the mother satisfied with this answer?

Benham. She was, and went away. I told her she was gone out with my master.

Q Was your master or John by at the time you gave her this answer?

Benham. No, they were not.

Q Did the mother come again after that?

Benham. She did in about a week, or not so much; my master gave her an answer that time, but I do not know what answer it was.

Q Did she see her daughter?

Benham. No, she did not.

Q Did the mother come at the time the overseers were there?

Benham. Yes, some gentlemen came and knocked at the door, the mother was with them, they then asked for Mary Clifford.

Q Was Mary Clifford in the house then?

Benham. She was, I had seen her that morning standing on the foot of the stairs about nine o'clock.

Q What time of the day did the overseers come?

Benham. About two or three in the afternoon.

Q How was the girl dressed then?

Benham. She had a light camblet-gown on.

Q In what condition was she?

Benham. Her face was swelled, she had a cap on, and a handkerchief put all round her neck; I fancy she had on a poullice.

Q Have

Q. Have you ever seen her cap bloody before?

Benham. I have.

Q. How often?

Benham. Once or twice a week the sores used to run I believe.

Q. For how many weeks?

Benham. For the last fortnight I have seen it bloody many times.

Counsel. Ten times?

Benham. Yes.

Council. Twenty?

Benham. I am not sure.

Q. Have you not seen her cap bloody before the last fortnight?

Benham. I have.

Q. When was the first time?

Benham. That I cannot recollect.

Cross Examination.

Q. How long had you been with Mr. Brownrigg before you was bound?

Benham. I was with him about a month or six weeks.

Q. Do you mean two months after you was there, or two months after you was bound, that you saw your mistress beat her?

Benham. I mean two months after I was bound.

Q. How many blows might she receive when she has been beat?

Benham. Two or three blows.

Q. Did your master James ever do any thing to her?

Benham. I have heard him say to the girl, go along about your business, and push her along the parlour, when my mistress was going to beat her. My master met me once going home with the whip in my hand, my mistress had sent me for it; he asked me what I was going to do with it; I said, to take it home; he said, take it back with you, and go and dress the horse.

Q. How often have you put Mary Clifford in the coal-hole?

Benham. Never but once, to the best of my knowledge.

Q. Was the camblet gown her usual dress?

Benham. Sometimes she used to have a bit of a waistcoat on.

Q. Where did the other girl, Mary Mitchel lie?

Benham. To the best of my knowledge, she used to lie in the parlour, with my master and mistress.

Q. When any body was at the door, who went to open it?

Benham. Sometimes me, sometimes my master's youngest son.

Q. Where was the key of the street-door kept?

Benham. That hung up by the side of the door.

Q. Have you ever seen either of the girls out of the house?

Benham. Yes, I have, she that is now alive.

Q. When was that?

Benham. About a fortnight or three weeks before my master was taken up; it was on a Sunday in the afternoon; she walked to Islington.

Q. How long did she stay there?

Benham. I cannot recollect that; my master's youngest son and I followed her.

Q. How often has she gone to Islington?

Benham. She has gone there twice.

Q. Was she ever out at the door upon any other business?

Benham. To the best of my knowledge she never was.

Q. Do you know how often Mary Clifford changed her cap?

Benham. I do not.

Q. Was it the same cap, or different caps, that you saw bloody?

Benham. Indeed I cannot tell.

Q. How was it, clean or dirty, when you first saw it?

Benham. It was a clean cap.

Q. At the latter end of your seeing it, what was it then?

Benham. It was dirty.

Q. Did it not appear as if it had been worn a fortnight?

Benham. No, it did not.

C. for Crown. Do you mean to be understood, that the cap was only bloody once, or do you mean you saw it bloody at different times?

Benham. At different times.

Q. Do you mean the same blood, or different bleedings?

Benham. I cannot tell that.

Q. Did you ever hear your mistress give orders to strip Mary Clifford?

Benham. I have.

Q. How many times?

Benham. Once or twice she has bid her put her things off.

Q. What time of the day or night was this?

Benham. I believe it was in the day-time.

Q. Did she give a reason why?

Benham. Not to my knowledge.

Q. from Elizabeth. Whether you do not remember Mary Clifford being left at Islington, and the other girl left at home?

Benham. No, never to my knowledge.

Q. from Elizabeth. Do you remember Mary Clifford lying up two pair of stairs with a lodger?

Y y

Benham.

Benham. Yes, once or twice.

E. Brownrigg. The gentlewoman would not lie alone, and Mary Clifford lay with her all the winter.

Q. from Elizabeth. Do you remember both the girls lying together in my room?

Benham. No, I do not.

Q. The girls both being named Mary, what name was the deceased called by?

Benham. By the name of Nanny, and Mitchel was called Mary.

Q. When the deceased's mother came, what name did she mention?

Benham. She said, does Mary Clifford live here.

Q. Did you know who she was enquiring after?

Benham. I did.

Q. from Elizabeth. Whether you remember Mary Clifford being fetched out of the ash-hole and coal-hole sundry times, when she was sent to do her business?

Benham. She used to lie sleeping about the dust-hole, or any where.

Q. At what time of the day?

Benham. Sometimes in the middle of the day, and the afternoon.

Q. Would she go there of her own accord?

Benham. Yes, no body ordered her to go there to my knowledge.

Q. Was it after she had any anger from her master or mistress?

Benham. That I cannot say; I have been sent to stand on the stairs to call her.

Q. In what condition did you find her?

Benham. She has had her gown on, much the same as she used to be.

Q. Did she never complain to you?

Benham. No, never to my knowledge.

Q. from Elizabeth. Do you remember her being sick, and her lying about on that occasion?

Benham. No, I do not.

Q. from Elizabeth. Was there ever a door to the coal-hole?

Benham. No, there was not.

C. for Crown. Was there a door to the little place under the stairs?

Benham. Yes, there was.

Q. from James. In what condition was the coal-hole?

Benham. It was fouled all over, all upon the top of the coals.

Q. How long had that hook been up, that you took down by your master's order?

Benham. That I do not know.

Q. Do you know what it was put up for?

Benham. No, I do not.

Q. Do you know what use was made of it?

Benham. I saw this girl that is now alive done up to it; she had a rope round her hands; but whether she was tied to the water-pipe or not, that I do not know.

Mary Clifford sworn.

Mary Clifford. I married the father to the deceased girl, seven years ago last May; she was with me about four years; her father went away and left me, and I delivered her up to the parish, and went into Cambridgeshire, and returned here again last Midsummer day; I went to the prisoner's house in Flower-de-luce court, to enquire for the deceased; there a boy answered me, and said there was no such person lived there, so I went away; then I went to the beadle of the parish, and asked if my girl was apprentice there; he said she was; then I went again, and asked for her again, and the boy denied her again.

Q. Who did you see at the house?

M. Clifford. I saw none but the boy; he said there was no such person there; I went away, and let it alone a little while, and sent another person; they received the same answer; then I went again, then James the father opened the door; I asked for the gentlewoman of the house; he said, what did I want with her? I said, I wanted to see Mary Clifford their girl; he said there was no such person lived there; he threatened, if I came to breed any disturbance there, he would have me before my Lord-Mayor; then I went home: after that a baker's journeyman and apprentice that lives near them, came and told me the girl was there, and sadly used; I went up to the parish-officers, and told them of it; I went with them to the prisoners house; this was about a fortnight after the other time of going; the officers went in first; they denied the girl to the officers; they said there was no such girl there; then they beckoned to me, and I went in; then they said the girl was gone into Hertfordshire.

Q. Who said that?

M. Clifford. That was Mr. Brownrigg; Mrs. Brownrigg came out of the parlour into the shop, and did not speak a word, but ran away directly; I saw John the son at the time, but he did not speak a word.

Q. Do you think the woman heard you ask for the girl?

M. Clifford. She was in the house, and I think must hear me; the parish-officers said they would see the girl, and the man denied all the time that she was in his house, but that she was in Hertfordshire; they brought Mary Mitchel to us; then the officers searched for my girl, but could not find her; and when Mr. Brownrigg found he must go

to goal, he, said he would deliver up the girl; I did not leave the house till she was produced.

Q. Who produced her?

M. Clifford. The son John did, there was a good deal of trouble first; the officers said they would make him produce her, or they would make him suffer; then Mr. Brownrigg sent for a lawyer; he told the lawyer he was charged on suspicion of murder, that they had threatened to send him to the Compter, and when they were going to do it, he produced her.

Q. What condition was she in?

M. Clifford. She was in a sad condition indeed, her face was swelled as big as two, her mouth was so swelled she could not shut it, and she was cut all under her throat, as if it had been with a cane, she could not speak; all her shoulders had sores all in one, she had two bits of rags upon them.

Q. Did you see where they fetched the girl from?

M. Clifford. No, I did not.

Q. What do you mean by all in one?

M. Clifford. Her shoulders were all cut to pieces.

Q. What do you imagine they were cut by?

M. Clifford. I suppose they were cut by whips or sticks, they had that appearance; her head was cut, she had a great many wounds upon it, and cuts all about her back and her legs; when I pulled her shoes and stockings off at the workhouse, I found her legs cut cross and cross, as if done with a thin end of a whip, and her back worse than her legs, and a very bad wound upon one of her hips.

Q. Did they appear as if any care had been taken of them?

M. Clifford. No, they did not.

Q. Was any thing applied to her throat?

M. Clifford. No, there was not.

Cross Examination.

Q. How often had you seen the husband before that time you went with the officers?

M. Clifford. I saw him but once before, and that might be a fortnight before.

Q. What answer did he make you?

M. Clifford. I said I wanted to see the girl; he said she wanted for nothing, and she did not want to see me.

Q. Had you told him who you was?

M. Clifford. I had, I said I was her mother-in-law.

Q. Did the wounds appear to be fresh done?

M. Clifford. Some seemed to be old, and some fresh done.

William Clifton sworn.

William Clifton. I am apprentice to Mr. Deacon, a baker in Flower-de-luce court, the next door to Mr. Brownrigg; my master and mistress both told me Mr. Brownrigg had apprentices there; there are leads cover his yard and my master's, and sky-lights to each; on Monday the 3d of August I was up at a two-pair of stairs window, on the stair-case that commands Mr. Brownrigg's sky-light; the sky-light window being taken off, I saw through that down into the yard; there I saw Mary Clifford, her back and shoulders were cut in a very shocking manner, and likewise her head; I observed her hair was red, she had no cap on, I saw blood and wounds on her head.

Q. Did you know her before?

Clifton. I had never seen her before as I know of; then I went down to the one-pair of stairs, and crawled out at a window upon the leads; I crept on my belly to the sky-light, and laid myself cross it; I looked down, there I had a full view of her; I spoke to her two or three times, but could get no answer; I tossed down two or three pieces of mortar, and the third piece fell upon her head; then she looked up in my face, I saw her eyes black, and her face very much swelled; she made a noise something like a long Oh, and then drew herself backwards; I heard Mrs. Brownrigg speak to her in a very sharp manner, and asked what was the matter with her.

Q. How do you know it was Mrs. Brownrigg?

Clifton. I knew her voice, I had heard her scold at them several times before; then I went down and told my mistress what I had seen, and what a shocking condition the girl was in; then a watchmaker's wife, that lives opposite to us, went and found out the girl's mother-in-law, and she came to our house; we told her what I had seen, and what a condition the girl was in; she cried, and went the next day to the overseers of the parish; they came on Tuesday the 4th with her; they went into the house; James, the father, said the girl was at Stanstead in Hertfordshire, and had been there a fortnight; I went in, and said I would take my oath I saw her the day before, which was the third; he said, she was looking after his daughter that had the whooping-cough; I said, according to the description Mrs. Clifford gave of her, I believed it was she, and that she was in a very deplorable, bloody, and shocking condition, with several wounds upon her; he swore by G—d she was not in the house; when Mr. Grundy insisted upon seeing the girl, I just saw

saw Mrs. Brownrigg ; she turned about, and shut the door, and went off ; we were in the house about half an hour, arguing with Mr. Brownrigg ; he produced Mary Mitchel, and said, by G—d, that was all the girls he had in his house ; our maid was standing at the door, she went in, and said to Mary Mitchel, what is the matter with your cap ; she pulled off her cap and handkerchief ; then I said I would take my oath that was not the girl that I saw, for the other girl was worse than she, a great deal, both on her head and back, as far as I could see ; (I could see her shoulders, and near half way down her back when she stooped ;) besides, the other girl had red hair cut short. When Mr. Grundy saw Mary Mitchel, he said, is this usage ! and took the girl out into the court ; Mr. Brownrigg then desired he would not expose him ; then Mr. Grundy sent for Mr. Hughes, the constable, from Brown's coffee-house ; when he came, we searched the house from top to bottom, and could not find the girl in the house ; we searched every where, where we thought any body possibly could be ; the key of the garret could not be found, and Mr. Brownrigg broke that door open for us to search there ; then they took Mary Mitchel away to the workhouse ; in about half an hour after they came back again, and searched the house again, and could not find her ; then they called a coach to take Mr. Brownrigg to the Compter ; he then, when he found he must go, gave the coachman a shilling, and said he would produce the girl ; I was then standing at the door, presently the girl was brought.

Q. Which way did she come from ?

Cliffson. I do not know, from some where in the house ; she was in the house, I was on the outside the door ; she was brought out to the door ; I took hold of one of her arms, and the porter the other, and we led her away to the workhouse.

Q. Where was the father then, in or out of the house ?

Cliffson. He was not out of the house when he said he would produce the girl, he was at the door on Fetter-lane side ; then I was shoved out of the house with others ; there were many people there.

Q. Where did he go when he said he would produce the girl ?

Cliffson. He then went into the kitchen.

William Grundy sworn.

William Grundy. I am one of the overseers of the parish of St. Dunstan's ; the mother-in-law of the deceased came to me at my house on Tuesday the 4th of August, and complained they had denied her child, and she had been used ill ; I went

with her to the house of Mr. Brownrigg, there was Mr. Elfdale the overseer of White-Friars precinct ; there were Mr. Brownrigg, his wife and son John, at the door ; Mr. Elfdale asked for Mary Clifford, because he knew her ; he asked for both the girls, they being both bound out from his parish ; the man denied them ; he made a hesitation at first, when the name was mentioned ; they had changed the name of one of them, they had called one Nanny ; he owned to the name Mary, and said she was at Stanstead in Hertfordshire, nursing his daughter.

Q. Were the prisoners then present ?

Grundy. They were all there, the father gave that answer, that was all I could get out of him for two hours I believe ; I was there four hours in the whole ; then the other overseer asked for the other child ; he was answered by the father, *she was not at home* ; upon that a neighbour knocked at the window, and said the children were in the house, and desired me to insist upon seeing them ; then I insisted upon seeing the other girl ; in about half an hour I got sight of Mitchel, she was brought down stairs ; I seeing what a bad condition she was in, asked her after Mary Clifford ; she said Mary Clifford was at Stanstead in Hertfordshire, as her master had said ; I said to her, my dear, you shall never come here any more, if you will tell the truth where Mary Clifford is ; it was some time before I could get it out of her ; at last she said she left her upon the garret-stairs ; still Mr. Brownrigg said she was at Stanstead in Hertfordshire ; then I took Mary Mitchel to the workhouse, and said she should never come to her master's house any more ; when we came back to Mr. Brownrigg's house, he still insisted upon it that she was at Stanstead, and some of the neighbours insisted she was in the house ; after an hour and a half I sent for a constable, and gave him charge of Mr. Brownrigg ; he still persisted in it she was at Stanstead ; then one Mr. Coulson, a neighbour of his, said to me, Mr. Grundy, you do not know what you are doing, to take a man out of his house, and offered 500*l.* bail for his appearance on the morrow morning ; I said there is no bail for this, for here is the appearance of murder ; I believe I was there between two and three hours before I called a coach ; when I called a coach, and was going to put him in, Mr. Coulson interfered ; I thought I should have no friends to assist me ; he desired to send for a lawyer ; the lawyer came, and ordered us all out of the house ; they talked of sending for a constable, we could get nothing else out of him ; then I charged the constable

constable with him, in order to take him to the Compter; then Mr. Coulson said, be so good as to let me speak with him; they went backwards together; then Mr. Coulson came to me, and said, Mr. Grundy, Mr. Brownrigg will produce this child in half an hour; then we discharged the coach, and staid; I was sent for home; the other overseer was in the house when the child was produced.

John Elfdale sworn.

John Elfdale. I was an overseer of White-friars precinct, at the time the deceased girl was bound apprentice; on the 4th of August Mr. Grundy and the mother-in-law came to my house.

Counsel. To save time, take it up at the time the coach was proposed to be called.

Elfdale. When Mr. Brownrigg was informed he should go to prison, and the coach was waiting at the door, he desired leave to go into his house to speak to two or three friends; I said he should not go without the constable; I told the constable, I should look upon him to see him forth-coming; he went in with him, and in a little time after, the constable came out again, and said there were some creditable neighbours there, that would see him forth-coming; then I told the constable, he might stay in the room where I was, which was between the shop and the stair case; they staid there, I believe half an hour; then the door opened: I then asked if he was ready to go; then he said we might come into that room; he said he would agree to produce the girl, provided that would satisfy us; I told him we should be satisfied, provided he would produce the girl, and asked him how long he would be before he would produce her, because he had told us, she was at Stanstead in Hertfordshire, and had been there a fortnight; he brought out a bottle of red wine, and handed round a glass a-piece for us to drink, and, I think, in about half an hour after he said he would produce her; she was led in by a tallish young man, about such another as the son at the bar, but I cannot swear it was he, not taking much notice of his person; I went up to the girl, and asked her how she did; she could not speak, her mouth was extended; she could not shut her lips, her face was very much swelled; I thought the best method I could do, was to take her away to the workhouse; there was a surgeon came; he said she was in very great danger.

Q. Was the prisoner in the room all the time till the child was produced?

Elfdale. He was the greatest part of the time, if

not all the time; he only went into another room for the bottle of wine.

Thomas Coulson sworn.

Thomas Coulson. I was present at the time Mary Clifford was produced; I told Mr. Brownrigg, it was reported there was another girl in the house, and I desired he would inform me whether there was one or no; he said, he had been informed by his wife there was never a one; he turned round to his son that is now at the bar, and then soon after he said he would produce her.

Q. Did you see her produced, and which way she came?

Coulson. She was brought down stairs into the room.

Q. How soon after he said he would produce her?

Coulson. In about eight or ten minutes from his speaking to her; she was set down in a chair by me; I asked her who it was that beat her? she shook her head; I asked her again, and said, was it your master; she said, by pronouncing it very incorrect and long, n - - o; I asked her, if it was her mistress; she, in that same way, answered y - e - s; she could only say no and yes.

Cross Examination.

Q. How long have you known the husband?

Coulson. I have known him between three and four years.

Q. What is his character?

Coulson. I know him to be a sober industrious man from three years observation, and I believe him to be a humane good-natured man.

Q. Can you account for it, how it should happen that he did not prevent this?

Coulson. No, I cannot, I did not know there was a maid-servant in the house; I have never been with his wife, I have been with him often; I have invited him to my house to spend an hour or two with me, but I never was at his house; I know nothing of his family business.

William Denbeigh sworn.

William Denbeigh. I am an apothecary; I take care of the people in that workhouse; the deceased was brought in on the 4th of August; the girls were both in bed together.

Counsel. Confine yourself to the deceased.

Denbeigh. The top of her head and shoulders and back, appeared very bloody; I turned down the sheet, and found from the bottom of her feet to the top of her head almost one continued sore, scars that seemed as if cut with an instrument upon the body, legs, and thighs; upon one hip

Z z z

was

was a very large wound ; it spread about half the palm of my hand.

Q What kind of an instrument do you think they were made by ?

Denbeigh. That I cannot say, there was no dressing made use of ; I was obliged to draw the shift from the wounds ; her head was almost one continued sore, there were five or six wounds on her head.

Q How long was her hair ?

Denbeigh. I believe it was almost an inch or two long about the middle of her head ; they might whip her from head to foot, but the repetition of that might occasion the wounds to be larger.

Q Were they like wounds that might be occasioned by a horse-whip, often repeated before the old ones were healed ?

Denbeigh. They might ; I put four or five pledgets upon her, and took some blood from her ; she had a fever upon her ; her neck was swelled a great deal, to such a degree that she could not speak nor swallow ; she was in a most shocking condition, I never saw such an object in my life ; I dressed them both (that is the two girls) that night ; when I came home, I told the gentleman that I lived with the case ; it was requested they should be removed to the hospital, because we did not practise surgery. I got up the next morning, and told the officers of the parish, the sooner they were removed to the hospital the better ; they were removed.

Cross Examination.

Q Did the wounds bleed ;

Denbeigh. They did ; I was obliged to draw the shift from the wounds, which occasioned them to bleed.

Mr. Young sworn.

Mr. Young. I am surgeon to St. Bartholomew's hospital ; the deceased was brought there the 5th of August, I saw her on the 6th.

Q Give an account of what condition you saw her in.

Young. I found upon her head six wounds, three of them very large, and three small ; they appeared to be bruised wounds, such as might be given by the butt-end of a whip ; her head and throat extremely swelled, she could not speak or swallow ; from her head to her toes was wounded, in such a manner as was impossible to number them, but particularly upon her hip ; the other wounds appeared to have been done by the lash of a whip, that is, from the head to the toes ; and they appeared to be in a state of mortification from neglect.

Q Are you able to form a judgment of what

these wounds were, whether of a few days before or from a former distance of time ?

Young. They did not appear to be given a great while before.

Q What do you call a great while ?

Young. That is three or four months ; they seemed to be of no longer standing than about a week.

Q When did she die ?

Young. She died on Sunday the 9th.

Q What is your opinion was the cause of her death ?

Young. The wounds were the cause of her death.

Q To what do you impute the swelling on her neck ?

Young. There was on her neck a sort of ring, as if something had been tied tight about her.

Q If a jack-chain had been fastened tight about her neck, might that occasion such a sort of a swelling ?

Young. It might ; when I saw her on the Friday, the swelling on the head and neck did a good deal subside, and she was able to swallow ; after that, she was in a high fever and delirium, and died.

Q Could she speak after the swelling was abated ?

Young. She spoke very inarticulately, and was in so much pain, we did not think proper to make her speak.

Q Was any thing said as to the present enquiry ?

Young. No, there was not.

James the father's defence.

Here are several witnesses I can call, that have brought me word of the deceased girl's saying that I never beat her, nor suffered her to be beat. With regard to denying this girl, my dear partner for life, whom I have had sixteen children by, and the girl alive, they have always deceived me ; I have been most bitterly deceived ; they told me, the deceased was out of the house ; my wife told me herself the girl was gone to Stanstead ; the last time we were there, we agreed she should go there. I hope my attorney has got the examination that passed concerning me before the sitting Alderman : the woman that keeps the house where my lodgings were at Illington, can prove the girls used to go there by turns.

Elizabeth the wife's defence.

I did give her several lashes, but with no design of killing her ; the fall of the saucepan with the handle against her neck, occasioned her face and neck to swell ; I poulticed her neck three times, and bathed the place, and put three plaisters to her shoulders.

John

John the son's defence.

I am not capable of recollecting any thing, so I leave it to our counsel.

Q. to Mr. Young. You hear what the woman has mentioned as to the faucepan, was it possible the wound on the deceased's neck might be occasioned by that?

Mr. Young. I believe not.

For father and son.

John Manton. I asked the girl that is now living, where her master and the rest of the family were when she was beat; she said they were out; I asked her whether her master beat her or the other girl; she said he never did to hurt them, but he would give them a stroke or two.

Eleanor Peirce. I live in Fetter-lane, I was to see the deceased girl on the Wednesday before the Sunday that she died; she could not speak, only just to let me understand yes and no; the Alderman asked her if her master ever beat her; she said n-o; he asked her if her mistress ever beat her; she said y-e-s, plain enough to be understood; this was as the fat in the sedan at Guildhall; the Alderman said it did not signify to ask her any more questions, as it put her in pain to speak; I never heard any ill on the characters of all three of them in my life before this fact.

Q. Was any thing asked the deceased about the son?

E. Peirce. I think she was asked if the son ever beat her, and I think she said, y-e-s; I think the girl now living, said the sons used now and then to correct her, but not so severe as the mistress did.

John Williams. On the 8th of August I went into the hospital to see a young woman that had broke her leg; after that my curiosity led me to go up to see these two girls; I asked the surviving girl how she did; she said she was very indifferent, and but indifferent; I said, did your master ever beat you in your life; she said, no, he never did; I said, did he ever whip you; she said he might hit her a tap on the head or so; I said, I heard you have been starved, had you bread and cheese; she said we had bread and cheese, but no butter.

Francis Norton. I live at Islington, the prisoners lodged at my house over-against Cannonbury lane; I did not know Mary Clifford, I never saw her, I saw the girl that is alive at Islington about three weeks before this unfortunate affair; I believe I have seen her there about three or four times with her master and mistress; I never saw any ill of Mr. and Mrs. Brownrigg.

Dinah Harrison. I live at Islington, Mr. Brownrigg had lodgings in my house twelve months,

they behaved well in my house, but what was private at home I know not.

C. for Crown. The neighbours in general give the man and woman the best of characters, he as a sober, industrious, good-natured man, and she deserving the same character.

John Lucas. I have known the man, the father, about ten years, he always bore a good character.

Jarvis Reeves. I have known him about a dozen or fifteen years, and I knew her very well; I have been several times at his house, I never heard but he was an honest industrious man.

Q. Who had the principal management at home, he or she?

Reeves. That I cannot tell.

Q. Did he leave the management of things at home to his wife?

Reeves. I never saw any thing of that.

Alexander Willes. I live in St. Dunstan's-court, Fleet-street; I have known Mr. Brownrigg two years, I did not know his wife, he was a man of an agreeable chearful disposition.

James Acquitted.

Elizabeth Guilty. Death.

John the son Acquitted.

Elizabeth received sentence immediately, to be executed on the Monday following, and her body to be dissected and anatomized; and was executed accordingly.

James and John were detained, an indictment being preferred against them for assaulting and abusing Mary Mitchell.

407, 408, 409. (M.) John Tinsley, John Gibson, and William Backhouse, were indicted for breaking into the dwelling-house of Joseph Sunshine, on the 8th of July, about the hour of one in the night, and stealing twenty-six linen shirts, four napkins, nine aprons, four sheets, a table-cloth, four stocks, and a handkerchief, the property of the said Joseph, in his dwelling-house.

Joseph Sunshine. I live in Whitechapel, am a sugar-baker, and work out, so was not at home when my house was broke open.

Mary Sunshine. I am wife to the prosecutor, I take in washing, I left my wash house safe, which is under-ground; this was July the 9th in the morning, between one and two when I went to bed: it was a very slight fastening to the window-shutter, there is no glass, only a shutter and a bar; my garden is even with the window, the wash-house is under my dwelling-house, we have two ways to go into it, out of the yard and out of the house; I left fifty shirts and shifts, and a great quantity of large linen in it; I got up about seven, and

and went into the wash house, the back-door was fast as I left it, the window shutter was taken off, there was no hinges to it, we put it up and take it down; the bar was taken away, we did not find that for three days after, we found it at the bottom of the garden; I found twenty shirts and shifts lost; I missed thirty shirts and eight aprons, two laced caps, a child's jam, four damask napkins, four sheets, three or four stocks, two or three table-cloths, and one handkerchief; I had just washed them. I had them cried about Whitechapel parish; there came a person and told me she had heard Patt Robinson (a woman) was seen with a bundle of things in Prescott-street; I went with Mr. Brebrook to her, after that we had some reason to suspect the prisoners; that day fortnight Gibson and Tinsey were taken, they said they had sold them to a Jew before the Justices, the other was taken a week after the evidence; a Jew came and surrendered, we went and searched his apartment, but found nothing; nine days after that Mackaway was taken, he said he knew nothing of the breaking my place, but the other two met him with the bundle by Whitechapel-bars; he went with them, and Tinsey delivered this bundle to a girl, and then brought him to my place, and brought another bundle away; upon this he, the evidence, brought nine shirts, two pair of stockings, a towel, a white apron, and four sheets, they were part of the goods taken out of my wash-house; I met with a shirt also that was sold (as I was informed) for a shilling; I never recovered any more of my things.

Abraham Teracona. The 9th of July, in the morning, John Gibson and Mackaway came to my house a little after three o'clock, they threw some soft mud up to the window as a token; they used to come sometimes later and sometimes sooner, I used to buy things of them; I opened the window, John Gibson took thirteen shirts from round his waist, and a white apron, and threw them in at the cellar window; they were all wet, and were fresh wringed out; Mackaway came up stairs, then he went down with me into my cellar to fetch them up, then I agreed with them, and gave them thirty shillings for them; I asked them where they got them from, they said from Goodman's-fields; I asked if they had broke any place open, they said no; I asked how they came by them, they said Tinsey showed them the place where to get them out of the washer-woman's house; I desired Gibson to go and look for Tinsey, he went and

could not find him; he said he knew where to find all the linen. I went with him to Nightingale-lane, he went into a house there, and brought out seven shirts, and delivered them to me; I agreed with him for them, unknown to Mackaway, for fourteen shillings; about nine o'clock the same morning, Tinsey came running up my stairs, and said, where is my share; said Gibson, what can we give you out of fifteen shillings; Mackaway was there at the time; then he said, if you do not give me a share I will go and *flag*, I understood the word (that is, turn evidence;) Mackaway was going to strike him, they were going to fight, then they gave him a shilling each; I then asked him if he had any thing, he said he had at a house, but was afraid to fetch them; then Gibson said he would go with him, and he borrowed Mackaway's waistcoat to alter his dress; then they went to Whitechapel; they brought me two pair of sheets, two pair of stockings, an apron, a towel, which I gave them seven shillings for; I asked him how he got these things; he said he watched the washer-woman from one to almost two o'clock, cross a wall, when he thought she was in bed, he broke her cellar window open; he said Gibson and Mackaway were not with him at the time; he said there were only two lewd women, and two little boys at the time with him: when this information was made against me, I went and surrendered myself, and took one of the little boys, upon which Mackaway was found out; *(the goods found, produced, and deposed to)*

Anne Chadry. Mrs. Sunshine washes for me, here are three sheets and one apron of mine *(taking them in her hand.)*

Tinsey's defence.

I know nothing of it.

Gibson's defence.

I was not at the breaking the house, I am eighteen years of age.

Mackaway's defence.

I am eighteen years of age, I was coming along Whitechapel, they asked me to go along with them, I would not for a long while, and at last I did.

Michael Carey. I know Mackaway, I never heard any harm of him before this time.

Henry Bolter. I have known him from a child, I never heard any ill of him before this affair.

Tinsey Guilty. Dearb, Gibson and Mackaway Guilty of felony only. T.

* * * *The Second Part of these Proceedings will be Published in a few Days.*

PP. 134-9. A. 63
T. cont

THE WHOLE
PROCEEDINGS

ON THE
KING'S COMMISSIONS of the PEACE,
OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE

COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 9th, *Thursday* the 10th, *Friday* the 11th, *Saturday* the 12th,
Monday the 14th, *Tuesday* the 15th, and *Wednesday* the 16th, of SEPTEMBER,

In the Seventh Year of His MAJESTY's Reign.

Being the Seventh SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

NUMBER VII. PART II.

LONDON,

Printed for J. WILKIE, at the Bible, in St. Paul's Church-Yard.

[Price Six-Pence.]

THE WHOLE PROCEEDINGS ON THE

King's Commissions of the Peace, Oyer and Terminer, and Goal Delivery held for the City of LONDON, &c.

410. (M.) **J**ohn Bitter, otherwise Troten, was indicted for stealing three pair of silk stockings, value 15 s. the property of John Nutall, Aug. 19. †

John Nutall. I am a linendraper and hosier, I live facing Bedford-row; this day se'nnight, between six and seven in the evening, I heard a glass-case move, which stood on the counter; it was not locked; I ran towards it, and saw the prisoner going out of my shop; I was within a yard of him; he ran in at the next door, a public-house; I missed three pair of silk stockings; I was standing by the door, in about two minutes the prisoner was coming out; I laid hold of him, and charged him with stealing my stockings; I went into the public-house, the Star and Garter, and asked if that man had left any thing; they said he had been backward to the necessary; we went and looked down the vault, and there were my stockings, (*produced and deposed to.*)

Elizabeth Batt. The prisoner came to our house, the Star and Garter, and asked for one Johnson; we knew no such person; then he went backwards to the vault, and soon came back, and went out; after which, the prosecutor came; we went and found these stockings there.

Prisoner's defence.

I went there to ask for an acquaintance, and went to the vault, but know nothing of the stockings. I am a journeyman gun-stock-maker. Guilty. T.

Charlotte Thompson. I lodge at Mr. Hill's in East-Smithfield.

Q. What is your employ?

Thompson. I do any work I can get to do; on Sunday the 2d of August, between nine and ten at night, I had been at a public-house, the Ship, for a pennyworth of tobacco; returning I was knocked down, and my handkerchief taken from my neck; there were more accomplices, but I can speak to none but the prisoner; they came behind me.

Q. Did you see any body before you was knocked down?

C. Thompson. No, I did not; I received the blow on my cheek from behind me; the prisoner came behind me, and knocked me down.

Q. How do you know she did it?

C. Thompson. I saw her strike me, I was stunned with the blow.

Q. Did you know her before?

C. Thompson. I had seen her before several times, but had never spoke to her.

Q. Did you know where she lived?

C. Thompson. No.

Q. Did you know her name?

C. Thompson. No, I did not; when I recovered myself, I had a great mob about me; I hallooed out I was robbed, Elizabeth Wall had robbed me.

Q. Did you say so at that time?

C. Thompson. I did; I went home to bed, and she was taken the next day; I had sent to her twice in the morning, for her to send me my handkerchief, and I would forgive the abuse; but if she did not, I would swear a street robbery against her; and the answer I received was, that I might be d—d. After that, I heard she was gone for a warrant; then I thought it necessary to go for one. I went to the bench for one, and when I came home she was there, and acknowledged she had pawned it for half a crown in East-Smithfield.

Q. You

411. (M.) **E**lizabeth Wall, spinster, was indicted for that she, on the king's highway, on Charlotte Thompson, widow, did make an assault, putting her in corporal fear and danger of her life, and violently taking from her person a silk handkerchief, value 2 s. the property of the said Charlotte, August 2. †

Q. You just now said, you did not know her name, and the next breath you say you called out, Elizabeth Wall had robbed you; how do you account for that?

C. Thompson. Every body knew her; I heard her name called; they called Bet Wall has got it.

Q. Did you see her after you had recovered from the blow?

C. Thompson. I did, and she went off from the mob.

Q. Did no body attempt to take her?

C. Thompson. No.

Mary Oats. I lodge at Mr. Hill's, where Thompson does, in East-Smithfield.

Q. How many young women lodge there?

M. Oats. There are two more, and one of them is in the hospital with a fore leg.

Q. What is your business?

M. Oats. I go out a washing and scouring, sometimes one thing, and sometimes another; I was going home that evening, and saw Bet Wall knock Charlotte Thompson down, and take her handkerchief from her neck, and said here, to somebody, I cannot tell to who; I went, and called Mr. Hill directly, and came back with him. She had recovered the blow, and went home with us; Elizabeth Wall, and a man that keeps her company, went away together. I heard her say, this b—h, I'll be her butcher.

Q. Was this after you had been for Hill?

M. Oats. It was; they were two or three yards from Charlotte Thompson; there were a number of people about Thompson, but I do not know who they were.

Q. Did you tell the people that was the woman that robbed her, when you saw Wall?

M. Oats. I did; Mr. Hill went up to see if Charlotte Thompson was robbed.

Robert Hill. I am a smith, and live in New Rag-fair, East-Smithfield.

Q. How many women lodgers have you in your house?

Hill. I have six; Charlotte Thompson, Oats, Sarah Cornish, Elizabeth Wootten, and two others.

Q. How do they get their bread?

Hill. Some one way, some another, some by needle-work; I was called by Oats; she said, I must come quick, she did not know whether Charlotte Thompson would be murdered, Elizabeth Wall had knocked her down, and taken her handkerchief.

Q. Where does Elizabeth Wall live?

Hill. She lives about an hundred yards from my house.

Q. Do all your lodgers know her?

Hill. They do, I believe; she used the same public-house as they do; just as I came up, Elizabeth Wall and a woman were going away; I heard Wall say, you b—h, I will be your butcher.

Q. Did not you go to stop her?

Hill. No, I did not.

Q. How near was she to Thompson then?

Hill. She was eight or ten yards from her; I went directly up to Thompson, and in the mean time William Magraugh and Wall went off.

Elizabeth Hill. I live with Mrs. Morrison, a pawn-broker, in East-Smithfield; I took in this handkerchief (*producing a silk handkerchief*) the 10th of August, of Bridget King, and about an hour afterwards, Elizabeth Wall came and asked me, if Biddy King had not left such a handkerchief there; I said she had; she said that was all she wanted, and went away. After that, I was ordered to come with it before the Justice; there Thompson said, there were some spots upon it, done by ink, which appear on it now.

Prisoner's defence.

Last Sunday was a month I went out betimes in the morning with my husband; we staid out all day till about nine at night; when we came home, we went in at the ship, and had a pint of beer, we were in a box by ourselves; Charlotte Thompson came in, and would shove herself in by the side of me; after we had drank our beer, we went to go home; Charlotte followed us; she went to lay hold of my husband's hand; he bid her go along; she wanted to pick him up; I pulled her away from him; she flew up to me, and tore my necklace, cap, and handkerchief to pieces; there were several people came round me; I said, how could you serve me so; she turned round, and fell to fighting; my husband pulled me away, and said, I should have all my things torn off my back; we went home, which was but four doors from the place where we were; the next morning I got up, and went into this public house; the landlady said, Bet, what a piece of work here is about the handkerchief; I told her I knew nothing about it. I went about to see if I could find Thompson; then I went to enquire for the handkerchief, and found it was at this pawnbroker's; then I went to Thompson's landlady, and told her of it; then I found she was gone for a warrant for me; Biddy King and she had been fighting together. Acquitted.

See her tried with Grief and Delanty, for the murder of Mr. Smith, N° 484, in Sir William Stephen-son's Mayoralty; and Biddy King and she tried, N° 103 in this Mayoralty.

412. (M.) Joseph Simpson was indicted for stealing two silver tongues for buckles, value 2 s. the property of William Dean, August 26. †

William Dean. I am a working silversmith in Old-street, the prisoner worked journey-work with me; I was informed he had shewed a couple of silver tongues for buckles; I sent my apprentice to him, and he brought them to me; I do not swear to them.

John Priddy. The prosecutor sent his apprentice with me, to see if the prisoner had two tongues, as he had been informed; the prisoner delivered them into my hand; the prosecutor said he believed they were his property, but would not swear to them; the Justice asked him how he came by them; he said he found them in his master's yard. Acquitted.

413. (M.) Rose Stroud, spinster, was indicted for stealing five 36 s. pieces, and fifteen guineas, the property of George Rogers, in the dwelling-house of Thomas Rogers, Aug. 11. †

George Rogers. I was coachman to Sir Henry Harper, but now I live at Richmond. On the 11th of August, between ten and eleven o'clock, I met the prisoner at the top of the Haymarket; she took hold of me, and desired me to go home with her; I did, she lodged in Hedge-lane, and gave her a shilling; she went down stairs to get a pint of beer, she brought it up; we went to bed, and in the morning when I awaked, between three and four, she was gone, and my breeches, that I had put under my head, were taken out, and fifteen guineas and five 36 s. pieces were taken out of the pocket, which I know I had in my pocket when I went to bed; I dressed myself as soon as I could, and went down stairs, and went about to see for her till about six, but could not find her; then I went to Sir John Fielding, and got a warrant, and on the Saturday, as I was at the Seven Dials, a hackney-coach came by, with the prisoner and her sister in it; I went and secured her, and took her before Sir John; there the sister got out of the coach, and ran away. I got none of my money again.

Thomas Rogers. I keep a house in Hedge-lane; the prisoner and her sister had lodged with me six or seven days; she went away the morning after the prosecutor was robbed, and never paid for her lodging.

Prisoner's defence.

I never took a lodging of that man; I have known the prosecutor nine years; he was talking

to a young woman at the top of the Haymarket he came and asked me to drink a pint of beer, and asked me where I lived; I said, I had no place of my own; I drank with him, and left him with a young woman at the Lemon-tree door. I never was in the house with him as he has said.

Q. to prosecutor. How came you to have so much money about you?

Prosecutor. I took it out to buy myself a hackney-coach and a pair of horses; it was what I had saved in three years service. Acquitted.

414. (M.) Elizabeth Craydon, spinster, was indicted for stealing a silver watch, value 50 s. a silk handkerchief, value 4 s. and 3 s. in money numbered, the property of Thomas Robinson, in the dwelling-house of Thomas Hewson, Sept. 1. †

Thomas Robinson. I am a weaver; my room is up three pair of stairs, in the house of Thomas Hewson in Shoreditch; I had not fastened my room-door, but went to bed, and hung my watch up upon a nail; when I awaked in the morning, on the first of this instant September, I saw a woman in a green gown in my room, taking my watch; I said, who is that; she ran down stairs, and I after her; when I got to the door, I looked each way, but could see no body; I went up again, and found my watch and silk handkerchief were gone, and 3 s. taken out of my breeches-pocket; she must have come in by some of the people in the house leaving the street-door open; I lay alone, and had no body in the room but myself.

Sarah Smith. The prisoner lodged in my house in Golden lane; upon a quarrel between her and others, I was told she had got a silver watch; I went to her, and took it out of her bosom; my husband sent for a constable; when he came, the prisoner had laid the watch and a silk handkerchief she had on, down on the floor.

Q. How was she dressed?

S. Smith. In a green gown.

Stephen Cleffold. I am a constable; I was sent for; I found the watch lying on the floor, and the handkerchief by it, (*produced and depofed to by prosecutor.*) I took the prisoner before Sir John Fielding; there she said she found the watch in Moorfields, in the handkerchief; Sir John advertised the watch, and the prosecutor owned it.

Prisoner's defence.

I was going to Spitalfields market, to buy potatoes, to sell about the street, and I picked up the watch and handkerchief between five and six o'clock. Guilty 39 s.

415. (M.) Elizabeth Ladd, spinster, was indicted for stealing a silver watch, value 3 l. the property of William Croker, June 22. †

William Croker. I am a carpenter, and live in St. Clement's parish; the 22d of June I was in Hyde-park to see the review, I got a little fuddled; coming home, the woman at the bar, by some means or other, took me to the Robin Hood in the Butcher-row, and from thence to her lodgings, but I did not know where I went, no more than a child; I think it was up three pair of stairs; I put my watch on a table behind my hat, and sat down; she said she must go out again; she went down, and did not come in again for three or four hours; I missed my watch; I asked her what she had done with it; she said she had carried it to pawn for half a guinea, to pay her rent, for her landlord was going away, and would not trust her; that she had pawned it at the corner of Russell-court, Catharine-street; she said she would go out, and pawn her stays for a quarter guinea, and I must be the rest out of my pocket; I went to the pawnbroker; he said he had no such watch brought there; the prisoner had told me her name was Elizabeth Ladd; I went to the house again; her landlord and his wife said they knew nothing of her; I could get no redress; I went home; when I heard of her, I got an officer, and took her up; then she said I was too late, for the watch was sold for 27 s. three days before.

John Sweetman. I am a constable; I took the prisoner up on the 15th of August, in King-street, Drury-lane; she told us, we were come too late, her landlady had sold it, and said she was very sorry, for the man behaved very well to her for what was between them.

Prisoner's defence.

I never saw that the gentleman had a watch; he asked me to drink a glass of wine; he took me and three other women in to drink; I wished him a good night, and left him.

Sweetman. The prisoner said she knew who her landlady sold the watch to, but she would suffer herself to be hanged before she would mention the man's name. Guilty. T.

416. (M.) Richard Wyles was indicted for stealing a large copper pottage-pot with a brass cover, value 5 s. the property of Richard Bays; a case-knife, value 1 d. a pair of scissars, and a tin quart pot, the property of persons unknown, July 29. †

Richard Bays. On the 29th of July I was gone out, and when I came back, my house was in an uproar; I was told they had got a thief; there

was the prisoner; we searched his pocket, and found the knife, scissars, and tin pot upon him.

Anne Townsend. I am servant to Mr Bays; I saw the prisoner take the pottage-pot and cover out of our wash-house; as he was going off, I asked him what he was going to do with it; he dropped it down, and went away; then the people went and took him; the other things were found upon him.

Prisoner's defence.

I never touched the pot. Guilty. T.

417. (L.) Stowish Arnold was indicted for stealing a cloth coat, value 10 s. a cloth waist-coat, value 10 s. and a pair of cloth breeches, the property of William Augustus Skinner, to which he pleaded guilty. T.

418, 419. (L.) John Ballard and John Henshaw were indicted for stealing a hempen sack, value 8 d. and four bushels of oats, value 9 s. the property of William Simpson, August 3. †

William Simpson. I live in the Fleet-market, and deal in corn; I had notice that a sack of corn was carried to a house in Hat and Tun-yard about the 3d of August; I went according as I was directed, and found it with about half a bushel of oats in it; I had had the sack in my hand but a day or two before in my warehouse; John Ballard was my servant, he owned he filled the sack some time in that day, but was not with Henshaw when he took it away; I had employed Henshaw a little before; I took up Powell, at whose house I found it; he is a hackney-coachman, who said he was not at home when it was brought, but he offered to pay me for them.

John Russel. I am servant to Abbot, a carver, he rents part of this granary of Mr. Simpson, for a workshop; it is partitioned off, but there is a way to get out of one into the other, because we have wood in his granary; Henshaw came on the 24th of July, and called for Ballard; I said he was not there; he asked leave to come through our shop, and said Mr. Simpson wanted him to bring a sack of oats; he went in and took a sack, and carried it out; I watched him to the top of Fleet-ditch.

William Yates. I had been to get a pint of beer at Adam Cain's in the Fleet-market; Henshaw came drunk with a sack of oats on his back, he was not able to carry them; I and another man carried them for him; he showed us to a coachman in Hat and Tun-yard; when we came up stairs, the poor woman said, Lord have mercy upon me, why do you do so, we shall be all

hanged; then I mistrusted he had stolen them; I think this was the 4th or 5th of August.

Prosecutor. I never gave Henshaw directions to go to my granary for oats.

Ballard's defence.

These oats were some that ran through the screen, and I had fanned the dust out of them; I thought them my property.

Prosecutor. There is no such thing allowed; these were very good oats, they cost me eighteen shillings and six-pence at the market.

Henshaw's defence.

I was out of place, and Ballard asked me to carry a sack for him, and he paid me for carrying them. Both Guilty. T.

420. (M.) William Powell was indicted for receiving the said sack of oats, knowing them to have been stolen, August 3. *

William Simpson, the prosecutor, gave the same evidence as on the former trial. Acquitted.

421. (M.) Thomas Phillips was indicted for stealing a pair of linen sheets, value 10s. the property of George Sterne, August 20. †

George Sterne. I live at the Star and Garter at Islington, a public-house; on the 19th of August, between nine and ten, the prisoner came and asked for lodging; I let him one; he went to bed, he came down in the morning about eight, and asked for a dram at the bar; I served him, he went away directly; I went up into his bed-room, there was never a sheet; I pursued and overtook him at the Unicorn, and in his bundle I found my sheets; I brought him back, and charged a constable with him, and he was committed.

Richard Pullen. I was with Mr. Sterne when he kept the prisoner, and saw the sheets taken out of his bundle.

Prisoner's defence.

I know nothing at all of the sheets.

He called Will Hopkins, James Briscoe, and Hannah Dean, who said he was a tailor by trade, and they knew no ill of him. Guilty. T.

422. (L.) Samuel Dean was indicted for stealing thirty-five yards of linen cloth, value 24s. the property of Stephen Williams, Clement Bellamy, and Samuel Williams, July 30. †

Robert Wade. I am a lamp-lighter; about the latter end of July I was lighting lamps opposite Mr. Bellamy's shop, at the corner of Charlotte-row; I saw the prisoner cross the street from my ladder, and go into Mr. Bellamy's shop, and take

a piece of cloth and put it under his arm, and go away with it up the Poultry; the clock struck five as I was running down my ladder; I went to the shop, and knocked with my heel, and one of the clerks came out; I told him what I had seen; he went with me, we followed the prisoner, I laid hold of him, and said you took that piece of cloth from a shop below; he said it was a d—d lye; we carried him to the Compter for that night, and the next day he was examined and committed.

John Waldron. The lamp-lighter came and informed me of this; we went and took the prisoner just above Grocer's-alley, with the cloth upon him; I delivered the piece of cloth to John Roberts the porter, he put his mark upon it (the cloth produced.)

John Roberts. Here is my mark, J. R. which I put upon it so as to know it again; it is the property of Messrs. Williams and Bellamy.

Prisoner's defence.

Coming from Whitechapel, as I crossed by the Mansion-house, a man slept up to me, and said, shipmate, where are you bound; he asked me to carry that linen to Holbourn; I took it, and they came and took it from me.

He called John Henry, Philip Borough, and Richard Gay, who gave him a good character. Guilty. T.

423. (M.) Whithew Stamford was indicted for stealing two swines, called hogs, value 4l. the property of Joseph Baker, July 11. †

Joseph Baker. I am a farmer at Paddington; the prisoner had been a weekly-servant to me about two months, he had left me about four or five days; I lost two hogs during the time he worked with me, and I lost two more on the 11th of July; they were in my stile in my yard over night, between nine and ten o'clock; I had them advertised in the Tuesday's paper the 14th; after which Mr. Smith came and told me there were two hogs that answered the description brought to Hackney, brought by the prisoner; I was at the Yorkshire Stingo, the prisoner came by, I asked him when he was at Hackney; he said he had not been there this month or six weeks; I said I heard you was there last Saturday morning, and on the Monday; he denied it, and at last, upon seeing Mr. Smith, he owned he was there; I said I have lost a couple of hogs, I was informed you had them there; he said he had none there; he was put in the Round-house, and examined the next day before Sir John Fielding, and when Mr. Miller came he owned he had two hogs there.

William

William Miller. I live in the parish of Hackney, the prisoner knocked me up between four and five o'clock one morning; he had a couple of large hogs, he offered them to me for two guineas; they were barrow hogs, with large black spots, of about twelve or thirteen stone.

Prosecutor. Mine which I lost were such; I left them in a yard by my house, where a man keeps asses; he brought them on the Saturday morning, and they were there till the Monday evening, when he took them away.

Prisoner's defence.

I never had any of his hogs. Acquitted.

424. (M.) *Samuel Tudos* was indicted, for that he, on the 14th of July, about the hour of ten in the night, the dwelling-house of John Ride did break and enter, and stealing seventeen half-pence and one farthing, the property of the said John, in his dwelling-house. †

John Ride. I live at Feltham; I had been robbed several times, and to find out who did it I watched; I have two houses; I had fastened the doors of each, and going to that where I dwell on the 14th of July, about eleven o'clock at night, I heard a great noise in it; I went to the back part of it, there I found a coat and hat; there was a log put against the boards, and a hole made through the thatch; I holloed out for assistance, William Hillier came; he got a candle and lanthorn; he and I went into the house and searched about; he observing a hole broke in the top of the ceiling went down, and by a ladder got upon the house, and made a hole, and took the prisoner out; the coat and hat belonged to him; he was in his waistcoat, and we found eight-pence three-farthings in his waistcoat-pocket, which he owned to be my money; then upon being charged, he owned he had broke into my house on the 9th of July, and taken thirty-six shillings out of a tobacco-box.

Q. Did you miss any half-pence when you had searched the prisoner?

Ride. I missed some, but cannot tell how many.

Q. How long had you been gone out of that house?

Ride. I went out about two or three hours before, and fastened the door, and went to watch.

Q. Did you know the prisoner before?

Ride. He had drove plough for me for six-pence a day, but he never lived in my house; but he has not worked for me I believe these four years.

Q. How old is he?

Ride. They say he is pretty near seventeen years of age.

William Hillier. I am a victualler at Feltham; the prosecutor called for assistance, I got a candle and lanthorn, and went to him; he unlocked a padlock that was on the door of his house; we went in and searched the house; I saw a hole broke in the ceiling on the top of the house; I went down, and left the prosecutor above in the room; I got a ladder, and went up and broke a hole through at the top of the house, and found the prisoner between the ceiling and the thatch, near the chimney, in his waistcoat; I hawled him out, he had eight-pence three-farthings in one of his waistcoat-pockets; I asked him how he got it; he said he took it out of a little pot in the window; I asked him if he ever had robbed him before; he said he had once before, of thirty-six shillings.

Q. Was it a light or dark night?

Hillier. It was very dark when I took him.

Q. Do you know which house the prosecutor lives in?

Hillier. He lives in the house where we took the prisoner; the other is an old farm-house where he puts his lumber.

Q. Which way do you think the boy got into the house?

Hillier. There was a hole fresh made in the thatch, by which he could get into the room below that, where the ceiling was broke, and he had left his coat and hat near the place.

Prisoner's defence.

I was out of the house when they took me.

To his character.

John Goodwin. I live at Feltham, I have known the prisoner eight or nine years, I never heard that he robbed any body; he bore as good a character as other boys do.

Q. How old is he?

Goodwin. He may be about sixteen or seventeen years old.

William Layton. I live at Feltham, I have known him eight or nine years, I never heard that he robbed any body; I know no ill of him.

John Mills. He lived with me about two years ago, I never heard no ill of him.

Thomas Hoping. I live at Feltham, I have known him seven or eight years, I never heard no ill of him.

Q. How did he live at this time?

Hoping. I cannot tell.

John

John Beecham. I live at Feltham, I have known him seven years, I never knew any dishonesty by him.

Q. How did he get his bread lately?

Beecham. That I cannot tell.

Thomas Wellbeloved. I have known him eight or nine years, he once went to plough for me; I never knew any dishonesty by him.

Q. What business did he do lately?

Wellbeloved. He was out of place.

Mr. Gardner. I have known him from a child, I never heard any ill of him; his father-in-law turned him out of the house, and he was missing two or three days.

Thomas Sadler. I have known him ten years; he is a very honest young fellow as far as I ever heard.

Henry Griffin. I am his grandfather, he worked with a carpenter at this time; I never heard he did any thing amiss.

William Sadler. I have known him eight or nine years, I never knew any dishonesty by him.

Guilty. Death. Recommended.

425, 426. (L.) *William Woods* and *Thomas Mills* were indicted for stealing two silver watches, value 5l. two metal watches, a silver tube, twenty-seven gold rings, eight other gold rings, a silver nutmeg-grater, thirty-five pair of silver buckles, three pair of silver salts, and other things, the property of *Samuel Drybutter*, August 3. †

Samuel Drybutter. I am a jeweller and book-feller, I keep a shop in Westminster-hall; that was broke open, and the goods in the indictment, and many others, were taken away; this was the 3d of August; on the Monday after a gentleman came and told me there were two or three boys taken up that he imagined had robbed my shop; I went to the Poultry-Compter, and found the two prisoners there; *Mills* told me he broke my shop open, and took the things, and that he intended to have done it three or four days before, but always came too late, when the hall was shut up; the other said he had some of the things; I saw some of my goods at my Lord-Mayor's; some we found hid in St. George's-fields, two or three pair of salts, and twenty-seven or twenty-eight pair of silver buckles; they are my property.

Joseph Gantbury. I was looking out at my school window on Monday morning; at the upper end of Love-lane I saw the two prisoners and another boy together; *Mills* was winding up a watch, which I thought to be gold; I went out after them, and found them in Fenchurch-street;

I desired *Mills* to let me see the watch he had; he said he had not got it, but the other boys had, and the rest of the goods; I ran after them with *Mills* in my hand, and overtook the other prisoner; I alarmed, but nobody came to my assistance; I asked that boy for the watch, he gave me a bag with two watches, and several gold rings, a stay-hook, buckles and buttons; I took the boys into an apothecary's shop, there we examined the effects they had, and took a list of them; I then went to my Lord-Mayor for an officer to bring them before his Lordship, and they were carried there and committed (*the things produced and deposed to*)

Christopher James Hayes. I am son to the keeper of the Poultry-Compter; I went with *Richard Walker* and the two prisoners to St. George's-fields, as they told us they had buried some of the things there which they had from a shop in Westminster-hall; they had us to the place, we found them buried about four inches below the surface of the ground.

Richard Walker. I can say no more than what *Mr. Hayes* has said.

Wool's defence.

I was with some boys, I left them and went over Westminster-bridge; *Mills* came and told me he had found some things, and if I would go with him and the others they would give me some of them.

Mills's defence.

I hid myself in Westminster-hall, and opened the place with a spade, and brought the goods out. Both Guilty. T.

427, 428. (L.) *James Young* and *Elizabeth Morgan* were indicted for stealing twenty-eight pounds weight of copper, value 15s. the property of a person or persons unknown, Sept. 3. †

Isaac Pyke. I am a seaman; last Thursday between twelve and one at noon, I saw the man at the bar throw an apron over this piece of copper (*producing a part of a boiler which had been taken to pieces*) at Bear-key; he took it up, and walked off with it, and the woman followed him; a porter stooped them, and brought the copper and them back.

Thomas Barber. I am a ticket-porter, I worked the ship out called the *Anna*, Capt. Brown, from Jamaica, this copper was part of the cargo; a man called and told me a person was gone up the gateway with a piece of copper; I ran up, and met the woman at the bar with the copper in her lap; I took hold of her, she pointed to the man at the bar, and said that is the man that stole it, and

and gave it to me; then I brought them both to the key, and charged a constable with them; they were taken before an Alderman, and committed.

Young's defence.

I took the thing up, and it was taken from me and given to this woman, and put into her lap.

Morgan's defence.

There was another woman with Young, he told me he would give me two or three half-pence if I would carry it for him. Both Guilty. T. said:

429. (L.) Elizabeth Harris, widow, was indicted for stealing a linen wrapper for a cart, value 2s. the property of Benjamin Mee and Goveat Cassau, August 20. T. said:

Goveat Cassau. Benjamin Mee and I are Hamburg merchants and partners; the wrapper was taken out of our yard the 20th of August; I can only swear it is our property.

David Cadwallader. I live with Messrs. Mee and Cassau; I saw the prisoner bring this piece of cloth out of the house under her arm; I pursued and took it upon her in the street; I brought her back, she then begged for mercy.

Prisoner's defence.

My business is selling or changing china for old cloaths; I saw this cloth lying like a rag, I took it up, and carried it out of the yard; I was stupid in liquor, I want but two years of seventy years of age.

Cadwallader. This was about a quarter past three o'clock, she did not appear to be drunk. Guilty. 10 d. W.

430. (M.) John Cooper was indicted, for that he, on the king's highway, on Sarah, wife of George Holland, did make an assault, putting her in corporal fear and danger of her life, and taking from her person six silver medals, value 6s. two guineas, two half guineas, a crown piece, and a shilling, the property of the said George, August 12. T. said:

Sarah Holland. I am wife to George Holland; on the 12th of August we had been out an airing, going back to Twickenham we were stopt about thirty yards on this side Mr. Whitefield's chapel, near Strawberry-hill; there were two ladies in the coach with me, I sat backwards, I heard somebody call, *Stop, stop*; the coachman did not stop; then a man rode up to him, and bid him stop, or he would blow his brains out; he did; then the man rode up to us, and desired us to deliver our purses, which we did; he had a pistol

in his hand; I desired him not to put it to the coach; he said he would not hurt a hair of our heads, and behaved very civil to us; there was in my purse two guineas, two half guineas, three pocket-pieces, a crown piece, and I believe there might be a shilling or two; he went off in a very little time; I think he rode a bay horse, it was so dark I could not discern the man's face; I saw there was another man on horseback.

Robert Spooner. I am a cabinet-maker; I was with the prisoner in this robbery; he is a perriwig-maker, and lived in Mount-street; he and I are both journeymen; he and I stopped a coach near Twickenham, between nine and ten in the evening; we took about three guineas from them; we had three purses; it was I that called to the coachman to stop, and I took the money; I had a pistol, but did not present it; the prisoner was behind the coach with the footman; there were some dollars and pocket-pieces; we threw them and the purses away, and spent the money; my horse was of a chestnut colour.

John Gilbert. I am coachman to Mr. Nobbs of Twickenham; I was out with the coach; coming home by Strawberry-hill, two men came behind us; they bid me stop several times before I did; one of them pulled out a pistol; then I stopped; he went to the coach, and robbed the ladies; the other man was behind with my fellow-servant; I cannot swear to either of them; he that robbed the ladies rode a horse that seemed to be a bay horse, with a switch tail, and he seemed to have a furtout coat on.

Samuel Proffer. I am footman to Mr. Nobbs; I was on horseback; just as we came into the common field near Strawberry-hill, a man on a bay horse came riding up; then he turned back, and met a man on a gray horse; they came up almost a broad-side me, and followed us about 200 yards; then the man on the bay horse rode up to the coachman, and ordered him to stop; and the man on the gray horse came up to me, and demanded me to stop; then the first man turned his horse round to the ladies, and demanded their money; the moon was just getting up, it was dark; I cannot say any thing to either of the men; the man by me appeared to have his own hair, and I believe a furtout coat. *(The prisoner had his own hair.)*

Mr. Higgins. I belong to General Elliot. On the 17th of August, I saw the prisoner and evidence, with two of our serjeants, at Kensington barracks, at the fittling-house; Spooner pulled out half a Spanish dollar, and offered to sell it; *(produced in court,)* and he proposed to bring a

French crown in the morning, or forfeit a shilling.

Q. to Mrs. Holland. Was your's a French crown?

Mrs. Holland. No, mine was an English one.

Higgins. I think Cooper paid the reckoning, and they went away. The man that offered 2 s. for the half dollar and I went to town together. I saw in the news-paper two men described, answering the description of the prisoner and evidence; that had robbed a coach; they had told their names over night; we went and took them; I found this piece here produced upon Spooner. Cooper had 3 s. in money in his pocket; I asked which of them rode the gray horse; one of them replied I, but I cannot say which; they were taken before Sir John Fielding, and committed.

Adam Stowers. I keep a broker's shop in Holbourn; the evidence said at Sir John Fielding's, they bought the pistols at my shop, and described them to me; it is so long ago, I cannot recollect the men; I remember I sold an old pair to two young men about that time.

James Draper. I am a stable-keeper in Swallow-street; a man that I knew thirty years asked me if I could let a friend of his a horse; he fetched his friend; then his friend said they should want another; I let them have two, one a chestnut, the other a gray one; two young men went out on them; they were to return that night, but they did not; they went out on the 8th of August; they did not come home till the Thursday night after, betwixt eleven and twelve o'clock; I enquired after them, as they kept them so long, and found out their names, and who they were apprentices to, and where they lived. About ten or eleven, on the Friday morning, a woman came, and let me know there was such a man came to her house in King-street, Golden-square; I went to him, and asked him if he had not been out with two of my horses, and what was his name; he said his name was Spooner, (the evidence) and that he had had my horses; he asked what the hire came to; I said three guineas; he had but two; he gave me them, and was to bring the other; I never saw the prisoner till I saw him at Sir John Fielding's; I was in the yard when they mounted, but did not observe them.

Prisoner's defence.

I know nothing of the robbery.

He called Bernard Gregory, with whom he served his time; and five other persons, who gave him a good character. Acquitted.

431. (M.) Richard Davis was indicted for stealing a cloth coat and waistcoat, the property of Sir Charles Saunders, Knight of the Bath, one pair of leather breeches, value 3 s. and one violin, value 5 s. the property of Edward Price; and one violin, value 5 s. and one bow, value 1 s. the property of Henry Norris, July 6. †

Edward Price. I am servant to Sir Charles Saunders; we thought the prisoner an honest lad; we took him, and he was employed in the stable; the things mentioned were taken away on the 6th of July, from the Crown-yard, Silver-street, Golden-square; we judged it to be done by somebody that knew the yard; a person came and told me, he could tell me where some of the things were; I went with him to the prisoner's lodgings, there I found the two fiddles; the man and woman of the house told me the prisoner brought them there the second night after they were lost; we never found the other things.

Hannah Templeton. The prisoner lodged at my house; he sold a coat and waistcoat in my house soon after he came to lodge with me; they were old clothes with yellow lining.

Price. The clothes were such as this evidence has described.

The prisoner, in his defence, said he was not guilty of the thing charged against him. Guilty. T.

432. (M.) Thomas Wirt was indicted for stealing a sattin cardinal, value 20 s. the property of Mary Kirby, widow, Aug. 6.

Mary Kirby. I live at the Robinhood, Leather-lane; I lost a sattin cardinal out of the parlour; I did not miss it till the 7th of August; the prisoner was in the house on the 6th in the morning, but I did not see him; he was taken up the same day three doors from us, upon suspicion of robbing a room at Dobney's; I missing my cardinal, and knowing the prisoner had been before Justice Girdler, and a cardinal had been brought there, and no body owned it, I went to the pawnbroker, named Careless, in Fox-court; there I found my cardinal in pawn.

William Callen. I am servant to Mr. Careless in Fox-court; the prisoner pledged a cardinal with me on the 6th of August, in his own name for 7 s. about seven in the morning; (produced and deposed to by prosecutrix.)

John Woolfe. I keep the Robinhood in Leather-lane; the prisoner came to my house between six and seven in the morning of the 6th of August, along with two more; they called for some bread and

and cheese and beer; I heard the prisoner own, before the Justice, the cardinal was taken before the second pot was drawn, but did not say he took it.

Prisoner's defence.

I had been out, and coming back, I met two men, one had a bundle; they wanted to get some beer; I took them in at Mr. Woolfe's; we had some beer: I went home, which is but two doors off; when I came to them again, the beer was almost out; one of them beckoned me to the door, and asked me if any pawnbroker was up; I told him yes; I took him into Fox-court, Gray's-inn-lane; there he asked me to go and pledge either a cardinal or a gown; I took the cardinal, and pledged it for 7s. and gave him the money; he went back and paid the reckoning, which came to 1s. and a halfpenny.

Woolfe. The prisoner went out three times, but they did not all depart the house till the reckoning was paid; one of the others went out once.

Martha Pain. He lodged at the Gridiron, Gray's-inn-lane, four years and a half, where I am servant; he always behaved himself very well there. Guilty. T.

433. (M.) Mary, wife of William Ruter, was indicted for stealing a silver watch, value 40s. the property of William Leeton, in the dwelling-house of John Newin, Aug. 8. †

William Leeton. On Saturday the 8th of August, my wife called to me as I was coming up the lane, and said she missed my watch; the landlady of the house told me no body had been up stairs but the prisoner; (I lodge in the house of John Newin;) I took her up upon suspicion of that, and carried her before the Justice; (she used to lodge over our heads, but was gone away;) the constable found my watch in her pocket; I was by at the time she owned she had taken the watch, but intended to have brought it back again.

Q. from prisoner. Whether you ever heard any bad character of me?

Prosecutor. No, never in my life; she has been in my room, and taken care of my wife when she has not been well; I never missed any thing by her; I always took her to be a very honest woman.

Q. from prisoner. Whether you think I took it with intent to make away with it?

Prosecutor. She might intend to bring it back for what I know, but we had locked the door to go about to see for the watch.

Prisoner's defence.

I did it only to surprize his wife, as she had been out and left the door open.

John Lampard. I have known the prisoner five years; she has been employed at my house as a chair-woman, I always found her to behave very honest and sober; she had it in her power to have wronged me, had she been so minded.

Frances Silk. I have known her a great many years; she worked for me two days a week for six years; I found her always very honest. Acquitted.

434. (M.) John Gibson was indicted for stealing one guinea, one half guinea, and a quarter guinea, the property of John Sedgwick, privately from his person, Aug. 18. †

John Sedgwick. I went to Barnet races; I got fuddled; I got from my horse, and got into a cart, in which was the boy at the bar; this was on the 18th of August; when we came to Golder's-green, by Hendon, they took the horse out of the cart, when in the Swan-yard, and I lay and slept in the cart, I believe an hour and a half; I awaked, and got on my horse, and rode home, which was but about a quarter of a mile; in the morning I missed my money, a guinea and a half, and a quarter guinea; I suspected the boy at the bar, and sent Richard Empty after him; he took and brought him home in the afternoon; we took him before Justice Cross, there he confessed he took the money.

Q. How old is the prisoner?

Sedgwick. I believe he is between thirteen and 14 years of age; he confessed before Mr. Cross, he took my money, and went to Barnet, and bought himself a pair of breeches and a pair of shoes; then he played at a game of pricking at the belt, and lost the rest of the money, all but half a guinea and six-pence, which he delivered to Richard Empty when he took him.

Richard Empty. Mr. Sedgwick sent me after the lad; I found him upon Barnet-common; he had new shoes and breeches on; he first said his grandmother gave him them; afterwards he began to cry, and said he had a half guinea from one, and a 5s. 3d. from the other of his prosecutors, and that he said was all. Guilty of stealing, but not privately.

(M.) He was a second time indicted for stealing half a guinea and 6d. the property of Joseph Empty, privately from his person, Aug. 18. †

Joseph Empty. I was with Mr. Sedgwick, and when

when he was sleeping in the cart, I fell asleep on the bench in the yard for the space of an hour, or an hour and a half; then I got up and went home to bed, and in the morning I missed half a guinea; I had a suspicion of the prisoner, and I sent my brother after him; he was taken, and confessed to the taking half a guinea from me.

Q. Was you fuddled too?

Empty. I was. Guilty of stealing, but not privately from his person. T.

435. (M.) Mary Tom House*, spinster, was indicted for stealing a linen shirt, value 3s. a pair of silk stockings, value 5s. and a linen apron, value 5s. the property of Benjamin Ixer; and a cloak and apron, the property of Mary Haggett, August 28. †

Benjamin Ixer. I keep a public-house, the prisoner had been by servant a week, I discharged her on the 28th of August at night; when she was gone we missed a sheet from the bed she had laid upon, and the rest of the things in the indictment; I went to a house on Saffron-hill, where she was recommended from, and was informed she was gone on an errand; I desired if she came again to let me know, which they did, where she was found.

John Glover. I am a constable, I found the prisoner in bed at a house on Saffron-hill; I took her to the watch-house, she owned she had taken the things mentioned, and given them to the woman that was in bed with her; then I went and brought that woman to the watch-house, she said the bundle was in the cellar; there I went and found it, all but the cardinal, that I found under the bed where they lay (*the things produced and deposed to.*)

Mary Hagget. I am servant to the prosecutor; this cloak (*taking it in her hand*) is my property.

Prisoner's defence.

I did not know what was in the bundle when I took it away. Guilty. T.

* Note, *This prisoner was an hermaphrodite, so had the name of Tom, as a Christian name.*

436. (M.) Elizabeth Ashford, widow, was indicted for stealing a pair of silver shoe-buckles, value 17s. and 6d. the property of John Healey, August 5. †

John Healey. I drive a coal-cart, I lodge in Milford-lane, the prisoner lodged in the same house, one pair of stairs above me; I used to keep my chest locked, I missed my silver buckles out of my chest, and found it was not locked; I found them again at Mr. Morris's

Mr. Morris. I am a silversmith, by the New-

Church in the Strand; on Saturday the 8th of August the prisoner came to my shop with an odd silver shoe buckle; she seemed to weep, and said her brother was in St. George's hospital, and had had a leg cut off that morning, and he would have occasion for no more than one buckle; I weighed it, and gave her eight shillings and nine pence for it; at night, about nine o'clock, or a little after, she came again, crying ready to break her heart, and said her brother was dead by the anguish of the operation, and then needed no buckles; I gave her the same price for that; I laid the pair in the window for sale, and the prosecutor came and owned them (*produced and deposed to.*)

Prisoner's defence.

I found one buckle going up stairs, and on the Tuesday coming down I found the other, and carried one to Mr. Morris's in the morning, and the other in the evening. Guilty. T.

437. (M.) Sarah, wife of Stephen Cook, was indicted for stealing two linen shirts, value 5s. a linen neckcloth, value 18d. and a yard and a quarter of linen cloth, the property of John Zouch, July 27. †

Mary Zouch. I am wife to John Zouch, we live in Chapel-street, St. James's; the prisoner was my servant, at eighteen-pence a week, the things in the indictment were missing; I took the prisoner up upon suspicion, she owned she had taken and pawned them; I went accordingly, and found them.

John Nash and Henry Dixon, two pawnbrokers, produced the things pledged by the prisoner. Guilty 10d. W.

438. 439. (M.) Charles Andrews and George Fogot, were indicted for stealing a hempen sack, value 3d. and sixty pounds of pimento, value 30s. the property of Samuel Vaughan, Esq; August 5. Both Acquitted.

440. (M.) William Cook was indicted for receiving a silver snuffer-stand, value 30s. knowing it to have been stolen by Joseph Metford, the property of John Finch, in the parish of Epfom, August 9. †

The copy of the record of the trial and conviction of Joseph Metford, at the assize at Graydon in Surry, read in court.

John Finch. I live at Epfom; my house was broke open, and I lost a large quantity of plate, a silver snuffer-stand amongst the rest: in consequence of an account I received the prisoner was taken, and in the presence of Metford he acknowledged that Metford had given him the silver snuffer-

snuffer-stand, in order to dispose of it, and all the rest of the plate was concealed under the bed where he and Metford lay; he acknowledged he sold the stand to a Jew in the street for five shillings an ounce, and received thirty two shillings for it of him; the prisoner is a taylor, Metford had been my servant; I recovered all my plate again, but that stand; that with the rest had a coat of arms upon it.

John Sweetman. I am a constable, I took up the prisoner; he confessed he had received the snuffer-stand of Metford (who was executed for stealing the plate last Friday at Kennington) and told me for thirty-two shillings to a Jew; he said Metford told him one captain Cowley was dead, and had left him the plate, and he brought it to his house.

Prisoner's defence.

I had the misfortune to break my leg last summer; I met Metford in the street, he was overjoyed to see me, he took me to a public house, and gave me some beer; he said he had been at sea four years, and the captain owed him thirty pounds, and he would be a friend to me; he went out, and in two or three days returned, and said he was but just in time, the captain is dead, and was buried on the Saturday; that he had made his will, and he should have all his money at the year's end, and he had given him all his plate (he was a great favourite of the captain's); I asked him where his hat-band was; he said, the executor has got it; said I, what have you in your bag; said he, this is the plate, and out he pulled a silver tea-kettle, a snuff-stand, five large spoons, and other things; said I, this is a very fine present indeed; said he, there was another spoon, but I have pawned that, for I had no money. I lodged in New-street, Seven-Dials; we had some dinner and strong-beer; we went to bed; the next day, when we got up, now, said he, I told you I would be a friend to you, I will make you a present of this snuffer-stand, and gave it me; I said, God bless you, I am greatly obliged to you; I went, and met a Jew in the street, we went under a gate-way, he had scales and weights, he gave me a crown an ounce for it, it came to thirty two shillings, I paid away some of the money where I owed it.

John Palmer. I live in King-street, Westminster; I have known the prisoner eight or nine years; I look upon him to be a very honest just man. Acq.

441. (M.) John Simpson was indicted for stealing a coach-seat, value 5 s. the property of Henry Barley, August 20. †

Henry Barley. I had set down a fair in the Albany; when I went to drive on, I saw the door of my coach open on that side which the fair did not come out of; I got down to shut it; the prisoner was stoop, offering my seat to sale in New-palace-yard, by Francis Atkins, a coachman.

Francis Atkins. The prisoner is a soldier, he offered the seat to me and to her coachmen; I stoop that and him, and found out the prosecutor; I called upon the prisoner's sergeant, he said he would not give a bad halpenny to save him from transportation.

Prisoner's defence.

I found it in the Broad way, Peter's-street, Westminster. Guilty. T.

442. (M.) Martha, otherwise Margaret Delanty, spinster, was indicted for stealing a canvas-bag, value 1 d. five guineas, one half guinea, and ten shillings in money numbered, the property of George Kershaw, privately from his person, March 10. †

George Kershaw. I had been at Whitechapel with two loads of hay, I sold it for three guineas and a half; I am servant to Joseph Cooper, at Holloway; going home with the two carts through Islington, between six and seven in the evening, the prisoner was standing at the door of the Pied-Bull; she pulled me off my horse, and carried me into the house; I had never seen her but once before in my life, that was above a month before; she said she would treat me; we had only a pint of beer; we were alone in the parlour, I staid about half an hour; I pulled out my purse to pay for the beer; there was my master's three guineas and a half, the rest was my own; in the whole five guineas and a half, and ten shillings and six-pence; after I had put my purse in my breeches-pocket, with this money in it, she pulled it out again; I did not know she was pulling it out, till she had it in her hand.

Q. Was you sober?

Kershaw. I was, I had not drank above a pot; I could not take the money from her, so I went to the other room for assistance; she got out at the back-door, and got away; I never got the money again.

Joseph Wilson. I belong to the patrol at Islington; I saw the prisoner take the man from his horse, they went into the alehouse, what past I know not.

Prisoner's defence.

I never was in company with the man in my life, I never drank with him till that night; he

took me up at the Red-lion in Rosamond's-row. Guilty. T.

443. (M.) Richard Blandham was indicted for stealing a cloth coat, value 5 s. a cloth waistcoat, value 2 s. two shirts, value 5 s. one handkerchief and one neckcloth, the property of James Leach, July 13. †

James Leach. I live at Burton in Somersetshire; I lost the things mentioned in the indictment at the Black-and-all-Black at Hyde-park-corner, in a stable, about a month ago; the prisoner was taken the Saturday following on the other side Edgware, with my coat and waistcoat, and one of my shirts on his back, the other shirt and neckcloth were tied up in a handkerchief; I found my handkerchief at a pawnbroker's; he was under-ossler at the stable where they were taken from.

Prisoner's defence.

He brought the coat into the stable, and offered to sell it; I had not money to pay for them, but offered to pay at so much a week; I went to-bed, and in the morning I found them lying there; I thought he brought them to let me have them, my mother being sick; I put them on to go to see her, and intended to be up in two or three days again. Guilty. T.

444. (M.) Anne Deacock, widow, was indicted for stealing a linen counterpane, value 4 s. three linen aprons, a pewter dish, a pair of linen shift-sleeves, a linen handkerchief, a pair of Bristol-stone sleeve-buttons set in silver, the property of Thomas Hambleton. †

Thomas Hambleton. I live in Wheeler's-street, Spitalfields; the prisoner lodged at my house about nine months, in the same room where my wifen and I live; we have but one room; I missed a counterpane from her bed in last April; I asked her about it; she said she had taken it, and would bring it again; then in about a month we missed all the other things that are in the indictment; she continued to lodge with us, and would come home sometimes on nights or other times; she confest she stole all the things.

Bridget Hambleton. I am wife to the prosecutor; the prisoner confessed she had taken the things, and pawned them; I missed them in April.

Q. Why did you not take her up then?

B. Hambleton. I believe I should not have taken her up if my husband had not.

Dimfon Mosley, a pawnbroker, produced a pewter dish, three aprons, and a counterpane; and Sarah

Barber, another pawnbroker, produced a pair of stone sleeve-buttons; both said they were pawned by the prisoner; the prosecutor said they were his property.

The prisoner, in her defence, said, she had leave of her landlady to pawn the things, and did intend to fetch them again. Acquitted.

445. James Cole was indicted for stealing a handkerchief, value 10 d. the property of Thomas Nugent, Esq;

To which he pleaded guilty. W.

446. (M.) Elizabeth Boyce, widow, was indicted for stealing a stuff petticoat, value 6 s. and a linen apron, value 18 d. the property of Michael Crosby, August 15. †

Catherine Crosby. I am wife to Michael Crosby; I lost a petticoat and an apron out of my room in Hungerford-market; the prisoner was my servant, I went out and left her in the house; when I returned she and the things were gone; I found the door locked, and my child sleeping in the bed; I found them again at the pawnbroker's.

Matthias Graham. The prosecutor came to me, and desired I would take the prisoner; I took her up with the apron upon her, which Mrs. Crosby owned; I put her in the Round-house; she confessed the petticoat, and another, was at a pawnbroker's at the bottom of Leicester-fields.

John Ryder. I am servant to a pawnbroker, the prisoner pledged this petticoat and apron with me (produced and deposed to.)

Prisoner's defence.

It is right enough what they say, I owed money, and I did it for want. Guilty. T.

447. (M.) Jonas Knowles was indicted for stealing an iron rat-trap, a tobacco-box, half a peck of canary seeds, two dozen pair of boot-straps, and a hempen bag, the property of Daniel Richardson, Sept. 4. *

Daniel Richardson. I live in Spitalfields, and keep a corn chandler's shop; I lost the things mentioned in the indictment; I found them at the prisoner's lodgings, I took him before Justice Fielding, there he owned he had taken them.

Prisoner's defence.

I was in liquor.

William Tapp. I have known the prisoner between three and four years, he always was a very regular man upon duty; he belongs to the third regiment, he always bore the name of an honest man. Guilty. B.

448. (M.) Thomas Underboom was indicted for stealing three shirts, value 13 s. the property of Anne Underboom, widow, July 16. †

Anne Underboom. The prisoner is second cousin to my husband; I am a washer-woman, and live in the Borough; the prisoner came to my house, and got me to go for a pennyworth of Cheshire cheese for his supper; this was about eight in the evening, on the 16th of July; when I came back, he was gone; I missed eight shirts, two neckcloths, and a pair of sleeves; I only indicted him for three shirts, which were found again.

Benjamin Fryer. The prisoner came that night about a quarter after eight o'clock with three shirts, and pledged them with me; (*produced and deposed to.*)

Prosecutrix. I saw one of the neckcloths taken from the prisoner, in Justice Fielding's office.

Prisoner's defence.

I was at my aunt's house that evening, but I did not take the things away; the three shirts and neckcloth are my property. Guilty. T.

449. (L.) Samuel Elliot was indicted for stealing a linen handkerchief, value 10 d. the property of Jeremiah Percy, July 23. †

Jeremiah Percy. I live in St. Anne's-lane, Aldersgate-street; I was on Tower-hill on the 23d of July, the day the red regiment marched out, about eleven o'clock; a person tapped me on the shoulder, and said, Sir, here is a boy has picked your pocket of your handkerchief; he had the prisoner by the arm; I felt, and missed it; some people were for horse-whipping him, some were for ducking him; I said, neither of them shall be done, I will take him to justice; I took him to a magistrate, and he was committed.

Abraham Hayes. I was on Tower-hill; I saw the prisoner take Mr. Percy's handkerchief out of his pocket, as I was standing by him; (*the handkerchief produced and deposed to.*)

Prisoner's defence.

I picked the handkerchief up. Guilty. T.

450. (L.) William Watkins was indicted for stealing a handkerchief, value 6 d. the property of William Shaw, Sept. 10. †

William Shaw. Last Thursday morning I was here in the Old-Bailey yard, looking over the list which was put up against the wall of the prisoners to be tried; I had some silver spoons in my hand to produce on a trial; the gentleman said to me, have you my spoons here; I said yes, or what business have I here, and took them out and shewed

him them; I put them into my coat pocket, and clapped my handkerchief upon them; there being a crowd, I took the spoons out, and put them in my side-pocket near my breast; the prisoner came pushing up, I felt his hand in my pocket; I gave a jerk about, and saw him put his hand under his coat; upon shaking his coat, down fell my handkerchief from under it; I suppose he expected to have found the spoons there.

William Baker. I was standing by Mr. Shaw; I saw the boy at the bar drop the handkerchief, but I did not see him take it.

Prisoner's defence.

I was standing there; people were pushing up; the gentleman said he missed his handkerchief; he looked about, and at last found it on the ground, then he charged me with taking it.

He called his mother, John Johnson, Elizabeth Simpson, and Anne Evans, who said they never heard any ill of him. Guilty. T.

451. (L.) Henry Rose was indicted for stealing four silver-table-spoons, a silver punch-ladle, two silver tops for castors, and a quarter guinea, the property of David Thomas, Aug. 7. †

Elizabeth Thomas. I am wife of David Thomas; I live at the Half-moon eating-house in Aldersgate-street; the prisoner came on the 7th of August, and asked me how I did; I had forgot him; I said, I cannot say I know you; he said his name was Harry; then I recollected he had lived with us six weeks above twelve months ago; he asked for a pint of beer; I fetched it, and gave him some victuals; after he was gone, the things in the indictment were missing, but I did not miss them immediately.

James Yates. I happened to be in the house where he was brought in, by the person that took him; I saw the things taken, some out of his pocket, some out of his breeches; there were two table-spoons, two pieces of spoons, and part of a punch-ladle.

John Bramhall. I am a constable; I was sent for to the Blakeney's-head in Bartholomew-close, to take the prisoner; I took him in custody, and had him searched; these spoons and things were found upon him; (*produced and deposed to.*)

Mr. Kerfill. I live in Aldersgate-street. On the 13th of August the prisoner brought part of a crown-piece ladle to sell; he said he had found it by Jewin-street; I said, if you will go near the Half-moon, you will find the person that lost it; I did this, expecting I should discover whether the things were stolen from thence; he, as I expected, ran away;

away: we pursued him, he was brought back; and when we charged him, he owned he had taken a quarter guinea out of the bottom of the ladle, and paid it away; when he found he was to be searched, he owned they were Mr. Thomas's property.

Prisoner's defence.

Coming through the passage, I saw these spoons before me; I touched them with my foot; I took them up, and put them in my pocket, and had them in my pocket when I went into the house for the beer. Guilty. T.

452. (L.) William Cuthbert was indicted for stealing a linen handkerchief, value 6 d. the property of John Bailey. Aug. 4. †

John Bailey. I was near Aldersgate, speaking to one of the militia; several people were near me; I thought I felt something at my right-hand side; I caught fast hold of the prisoner's shoulder with my left-hand, and said, you villain, you have been very busy with my pocket, you have got my handkerchief; he went on his knees, and unbuttoned the flap of his breeches, and pulled my handkerchief out, and gave it me, and begged I would let him go; (*produced and deposed to.*) The mob wanted to duck him, but I took him to a public-house, and after that, before a magistrate, and he was committed.

Prisoner's defence.

I picked it up from the ground, and put it in my breeches, having never a pocket.

He called Thomas Barber, a victualler, who had known him eight years, that he served him three, and behaved well. Guilty. T.

453. (L.) William Guest was indicted for high treason, in filing, impairing, lightening, and diminishing a guinea and a half guinea, the current coin of this kingdom, against the form of the statute. *

John Leach. I am a teller at the Bank, I believe Mr. Guest has been a teller there between two and three years.

Q. Did you ever observe any conduct in him different from the rest?

Leach. I have seen him pick new guineas from the old ones.

Q. How long ago is that?

Leach. Six months ago at least.

Q. Did you attend to this after to see whether this was a frequent practice?

Leach. I did, it was his frequent practice; it created a suspicion in my mind, and I communicated my suspicions to some others. On the 4th of July he paid some money to Mr. Richard Still,

a servant to Mr. Corner, a dyer on the Bank-side, Southwark: at the time I saw Mr. Guest take some money out of a bag in the drawer, and put it among the rest on the table, and when he had paid the man, I went out after him, and asked him if his money was right, and begged the favour of him to walk into the pay-office, and let me tell the money over, which he did, and out of the thirty guineas there were three of them seemed to me to be newly filed; he said that was all the gold he had about him; I carried them three guineas into the hall, and showed them to Mr. Robert Bell, he looked at them; then I desired he would carry them up to Mr. Race the cashier.

Q. Did you go up with him?

Leach. No, I did not then.

Q. How did they appear to you to have been filed?

Leach. They appeared to me as if the right milling had been taken off, and then filed.

Q. You say, when he paid some money, you observed he took some out of a bag in the drawer, is not that what is commonly done?

Leach. That is very seldom done in the Bank, it is sometimes done; this was not the whole of the money, but part; it was mixed with the money upon the table; we put our guineas in one drawer, silver in another, moidores in another, ports in another.

Q. What was done with the three guineas?

Leach. Mr. Race weighed them in my presence, they all three weighed fifteen pennyweights, nine grains; the weight should be sixteen pennyweights, four grains and a quarter.

Q. What is the difference?

Leach. Nineteen grains and a quarter, that is three shillings and a penny, according to the standard.

Q. Did you weigh them separately?

Leach. Yes, one of the guineas weighed five pennyweights, three grains, and nine-sixteenth, that was a guinea of the late King's; there were two of his present Majesty, one wants about tenpence, the other about thirteen or fourteen-pence.

Richard Still. I received thirty guineas at the Bank, on Saturday the 4th of July, of Mr. Guest.

Leach. This is the person that I received the three guineas of.

Still. As I was coming out of the Bank the gentleman met me, and desired I would step into the office, that they might look at the money that I received; I had no gold about me, at that time, but the thirty guineas I received; I had only some half-pence, and eighteen-pence in silver: I told the gentleman he should look at them with all my heart;

heart; I turned them all out upon the table, he examined them, and looked at the edges of them, and selected three or four of them, and asked the gentleman on the other side the counter to lay down as many guineas as he had taken out, which he did.

Robert Bell. I am a teller at the Bank; I remember, on Saturday the 4th of July, Mr. Leach brought me three guineas, which appeared to me to be recently filed, two of his present Majesty's, and one of George the III. I said, where did you get these; said he, I have just taken them of a gentleman in the office (that office is fifty yards from me;) I did not see him take them; he said, he had received them of the last witness (Mr. Still) who received them of Mr. Guest; I carried them to Mr. Race by Mr. Leach's desire, and Mr. Race, with great deliberation, looked at the edges of them in his custody; he closed them in a paper, and wrote 4th of July upon them; and said to me, you will carry these to Mr. Leach, and desire him to keep them in his custody; I delivered them back to Mr. Leach.

Daniel Race. About the 4th of July Mr. Bell brought three guineas to me; I looked at them very carefully, they appeared to me to be newly filed; I delivered them to Mr. Bell again.

Q. to Leach. Produce the three guineas you mentioned.

Leach. These are them, they are in the same state and condition as when I received them, only I have covered the paper with fresh paper (producing three guineas;) I delivered them to Mr. Bell, and received them back from him the same day.

Race. I did receive them there or thereabouts, and returned them back to him the same day.

Q. to Leach. Have you had them in your custody ever since?

Leach. I have, they have not been out of my custody since; they have been locked up in my bag; I delivered them to Mr. Bell on the Saturday, to show them to Mr. Race.

Bell. The three guineas that I received from Mr. Leach I showed to Mr. Race, and I received them back again, and delivered them to Mr. Leach again.

Leach. They have never been out of my custody, excepting these two instances.

Jeremiah Thompson. I am one of the cashiers at the Bank.

Q. Can you inform the court of the method of collecting the tellers bags?

Thompson. The method is, every cashier, in his

turn in waiting, takes the tellers bags, and locks them up in a particular place every night; every teller has his name put to his bag, as they are all set down in a book.

Q. Are the bags sealed?

Thompson. No, they are not, the cashier in waiting that takes the bags, he finds so much money upon every bag, and we examine the book to see that they agree, that they make a balance, and then we lock them up, and they are delivered out the next morning.

Q. Are there any body besides yourselves as a check?

Thompson. There are two locks upon the door of the cupboard where they are locked in; the cashier in waiting has one, and some one of the in-door tellers have the other key; the cashier cannot come at these bags without the teller; that in-door teller is one that is in waiting for the night, and we keep a check for them all.

Q. Who are the waiting in-door tellers?

Thompson. They take it by turns.

Q. Who were in waiting that night, the 4th of July?

Thompson. Kemp and Lucas were; the key is kept by one of them, I do not know which of them; I received orders from Mr. Race, the chief cashier, to inspect into Mr. Guest's bag of the 4th of July, and one or two of the tellers to be with me; Mr. Lucas and Mr. Kemp were present; the whole sum was 1800l. 16s. 6d. in several bags; there were five hundred pound bags tied together, thirteen bags in all; I was ordered to see if there were any new guineas fresh filed; Mr. Kemp and Mr. Lucas told the money over; there was one bag in which was forty guineas, which seemed fresher than the others did, upon the outside.

Q. When you speak of fresher, what part do you mean?

Thompson. I mean the edges.

Q. Whether you compared these to any of the other guineas in the other bags?

Thompson. Yes, they were compared, and they all appeared fresher than the rest.

Cross Examination.

Q. Did you closely inspect them?

Thompson. We examined them with caution and deliberation.

Q. Where have they been since?

Thompson. They were sealed up by Mr. Kemp and myself, and have not been opened till this morning; they were kept locked up by the two

keys I have mentioned, by the cashier and the teller.

Thomas Lucas. I am a teller in the Bank, we take it by turns to be waiting tellers; I was in waiting on the 4th of July, and Thomas Kemp was the other.

Q. In what manner do you take care of the money?

Lucas. We receive it from their own hands; it is in my custody from that time till I deliver it to a porter, who puts it in a box, and from thence it is wheeled into the treasury; we found in a bag of Mr. Guest's forty guineas.

C. for prisoner. I admit that with all my heart, that these forty guineas were found in Mr. Guest's bag.

Q. to Lucas. How did they appear?

Lucas. They appeared much fresher on the edges than other guineas.

Thomas Kemp. I am a teller at the Bank; I was there that evening, I examined these forty guineas.

Q. Whether you made any particular observation on them?

Kemp. They appeared to me to be all fresh filed on the edges?

Q. Did you weigh them.

Kemp. I did; there was a deficiency from about 8 d. to 14 d. one with the other, I cannot be certain to a penny; there was a deficiency in every one of them.

Mr. Sewallis. I belong to the Bank; I made a search in the house of Mr. Guest in Broad-street-buildings, in the month of July last; in a two pair of stairs room was a mahogany nest of drawers, the top of which was forced open in the presence of Mr. Hall, Mr. Humberton, and my Lord-Mayor's officer; there we found a vice, files, and other things.

Thomas Humberton. I am a servant in the Bank; I was present at a search made at Mr. Guest's house; I asked him, while he was at the Bank, for his keys of his book case and a cupboard; I told him I was going to search his house; this was on Monday the 6th of July; there were warrants out against him; he said he did not know what authority any body had to search his house, and refused to deliver his keys; I found all the things there; they were under seal till before the Grand Jury yesterday, and they are now under the seals of the Grand Jury; they were opened, and produced in court. (Note. They were such as were apt and proper to effect or contribute to the commission of the particular offence with which he was charged in the indictment on which he was tried; and a bag with 100 guineas, and two bags of gold filings.)

Humberton. We found these things under the flap of a small chest of drawers; there were three drawers on each side, and a drawer went quite cross at the bottom, about four inches deep; as it opened at the top, a flap before fell down, and there was a skin lay at the bottom, fastened to the back part, and a hole in the front part of it, to fasten to a button on his waistcoat, in the manner the jewellers use them; in that leather lay all the utensils, and the smallest parcel of gold dust loose, and another parcel in a paper by it; and another (the largest parcel) in a secret place under the leather, in a place about six or eight inches square, under the middle of the leather; we observed there was some yellow stuff on the teeth of the file.

C. for prisoner. We do not controvert the finding these things.

Q. What is the weight of the gold filings?

Humberton. The weight is four pounds, eleven ounces, and nineteen pennyweights; that is the weight of all the filings together.

Q. How much was in that that was concealed under the leather?

Humberton. That was the greatest quantity; that was three pounds, seven ounces, and twelve pennyweights; that seemed to be very clean, cleaner than the other two parcels; the other parcel next to that weighed one pound, three ounces, and two pennyweights; the inferior parcel is one ounce, five pennyweights; that was loose upon the leather, with a good deal of dirt in it; I have delivered some of each parcel to Mr. Chamberlaine.

Joseph Nichols. I am one of the moniers in the Mint, that is, one of the coiners.

Q. How long have you been in it?

Nichols. I have been employed twenty years in it, apprenticeship and all.

Q. Do you know the use of these tools here produced?

Nichols. I do; here is one very capable of milling money round the edges.

Q. Look at these three guineas. (The three guineas were part of the thirty the prisoner paid to Richard Still.)

Nichols. These are filed guineas, they have had a fresh edging put upon them.

Q. Look at these guineas; (the hundred guineas found in the prisoner's drawer, put into a bag.)

Nichols. (He looks at several of them.) These are all artificial edges; I do not see one but what is; they all appear to have fresh edges on them.

Q. Now look at the forty guineas found in his bag.

Nichols.

Nichols. (He looks at them.) There is not one of these, as I can perceive, but what is fresh filed; all I have seen might be edged with such an instrument as this produced; they were not done in the Mint at the Tower.

Mr. Chamberlaine. These three guineas (*producing them*) are three guineas which Mr. Nichols put edges on in my presence, with this instrument found in the prisoner's room; they were quite plain before.

Q. to Nichols. Compare these with the others found in the prisoner's drawer.

Nichols. (He looks at divers of them, and compares them together.) They are so near alike, that I believe they were all done with the same tool.

Q. Are you in the branch of milling?

Nichols. I am not, that is a particular office.

C. for Crown. They in that office cannot be called upon to give evidence how money is milled; they are strictly forbid it.

Humberton. I took out three small parcels of filings out of the three parcels, and delivered them to Mr. Chamberlaine.

Chamberlaine. I delivered the same quantity of filings which I received of Mr. Humberton to Mr. Lucas.

Joseph Lucas. I received three parcels of gold filings of Mr. Chamberlaine to assay; I assayed them separately, and found them agreeable to the standard of our money; that parcel that was said to be found upon the leather was mixed with a great deal of dirt, I was obliged to wash and dry it; when I had done that, upon the assay, I found it deviated a little from the true standard, but within the limits of our money; I think it might come from the filings of our guineas; the others were very exact to the standard.

Samuel Lee. I am a teller at the Bank; I think it was the latter end of March the prisoner had a bar of gold; it was, I believe, between five and six inches long, under two inches wide, and better than half an inch deep; I asked him how he came by it; he said he had it from Holland; I had it in my hand; I said I thought it was not like a regular bar of gold, it had a deal of copper on the back of it; he said it must be filed off, and that all bars of gold were so.

Q. Did you ever see bars of gold at the Bank before?

Lee. I have, but never saw any with such scum on them as that had.

Q. How often have you seen bars of gold?

Lee. I have seen bars of gold scores of times before I went into the Bank.

Thomas Troughton. I am a jeweller; I have known the prisoner four years; I sold an ingot of gold for him the 12th of June last, there was about forty-eight ounces of it. I sold another ingot of gold for him about six months ago, that weighed forty-six ounces, or thereabouts.

Q. Did you get the price of standard gold for these ingots?

Troughton. I got thereabouts.

Cross Examination.

Q. Have not you a great many ingots come from abroad?

Troughton. We have, from different places.

Q. Did this raise any suspicion in your mind at that time?

Troughton. No, it did not.

Q. Was it standard?

Troughton. All gold ought to be standard, there is bad and good gold.

Q. Did you observe any appearance of copper or filing?

Troughton. No, none at all; this appeared like other bars of gold that came from abroad; I understood it as such.

Q. How long did they appear to be?

Troughton. I took them to be about a foot long; there are various lengths of them; they come from abroad.

Esther Collins. I did live servant with Mr. Guest between four and five months; I left his service about the latter end of August, or beginning of September, about a year ago.

Q. Did you observe any thing in your master's behaviour?

E. Collins. Some little time before I came away, he used to be in the back parlour.

Q. How long before you came away?

E. Collins. About a month before.

Q. What was the furniture of that back parlour?

E. Collins. A desk and half a dozen chairs?

Q. What sort of a desk?

E. Collins. The same sort as other people's, a writing-desk; I saw it open one Sunday, when Mr. and Mrs. Guest went out a walking; he left his book-case open, I never saw the inside of it before; I went into the room to take his clothes away; the top being open, I looked into it; there I saw a glass cup with some yellow dust in it, and by the cup was a file, much like this that lies here.

Prisoner's defence.

I am innocent of the thing laid to my charge.

For the prisoner.

Robert Featley. I am an optical instrument maker:

Q. Look at this tool; (*he takes it in his hand.*)

Featley.

Featley. This is fit for various other uses where the edges require milling.

Q. Have you milled edges to things in your way?

Featley. We have, to scores of optical instruments; this is proper for several particulars, microscopes, and things in our way.

Crofs Examination.

Q. Did you ever see any of these kind of instruments before in your trade?

Featley. No, I never did.

John Hunter. I am conversant in mathematical instruments and clock-work both.

Q. To what purpose is such an instrument as this applicable?

Hunter. We have several milled nuts, both in the mathematical and clock way; this is more useful than any thing we use, for any thing that will go into it; it is as great an improvement as ever I saw; the edges or jestering nuts for regulating clocks might be done with this.

George Hodgson. I am a cock-maker; I can make this instrument useful in several things that I do.

Q. Mention some of them.

Hodgson. For milling the screws, for regulating pendulums, that is the screw at the bottom to raise the ball, to make it go faster and slower.

To his character.

Alexander Sharp, Esq. I took lodgings at Mr. Guest's, in December, 1764, and lodged in his house six months; I had very little opportunity of knowing him much; I know none of his connections so as to know his character; I very seldom was with him.

Mr. Greathead. I have known him since November last; before I went to lodge with him, I had a very good character of him; he bore a very good character as far as I could find.

Mr. Mowbray. I have known him from his infancy; he bears the character of a very honest man; his family is in the greatest repute in the town he was born; I never heard any accusation against him till this charge.

William Lewis. My knowing and having acquaintance with him commenced when he was an apprentice at Worcester; the universal character that he has bore has been that of a diligent, honest, sober man; I knew his father and grandfather; I have had connections with them all my life time; I am one of his securities since he came to be in the Bank; every body that had any connections with him have the same opinion with me; this thing was of the utmost astonishment to me when I heard of it; his father was a minister.

John Eldridge. I have known him about five years; he is a very sober, diligent, honest man; a man that I understood bore as fair a character as any man in the kingdom; I would as soon have trusted him as any man in the kingdom, from the goodness of his character.

Sir Thomas Antwoistle. I have known him three years; he was always a very honest man as far as I knew; he has been so reputed by every body in the neighbourhood.

John Topham. I have known him twenty years; he had a very good character; I never heard to the contrary till this.

William Smith. I have known him between four and five years; I always looked upon him as a very worthy honest man; I never heard to the contrary till this affair. Guilty. Death.

He moved an arrest of judgment, but it was overruled by the court.

*** *The Third Part of these Proceedings will be Published in a few Days.*

THE WHOLE
PROCEEDINGS
ON THE
KING's COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY
FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On Wednesday the 9th, Thursday the 10th, Friday the 11th, Saturday the 12th,
Monday the 14th, Tuesday the 15th, and Wednesday the 16th, of SEPTEMBER,

In the Seventh Year of His MAJESTY's Reign.

Being the Seventh SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

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THE WHOLE P R O C E E D I N G S O N T H E

King's Commissions of the Peace, Oyer and Terminer, and Goal Delivery held for the City of LONDON, &c.

454. (L.) **R**echta Salter was indicted for stealing seven pewter plates, value 3s. 6d. the property of Richard Wethers, Aug. 14. †

Richard Wethers. I keep a public-house in Cloth-fair. On the 14th of August, when I came down in the morning, my wife told me she had lost a dozen plates; while my wife and I were talking, the prisoner came in, and was about two hours over a pennyworth of beer; I suspected her, and desired some neighbours in the house to take notice of her; after some time, they called to me, and let me know she was gone backwards; I met her coming out; she had two of my pewter plates under her apron; then upon charging her, she owned she had taken and sold eleven to Mrs. Pye in Aldersgate-street; I went there; Mrs. Pye put a dozen before me, I swore to five of them.

Mary Pye. I am a pewterer; I bought these five plates of the prisoner at the bar a month ago last Saturday; (produced and deposed to.)

Prisoner's defence.

I am not guilty.

John Coxens. I married the prisoner's sister; I always looked upon her to be very honest; her husband has used her very ill, and has now left her in distress. Guilty 10d. W.

455. (L.) Robert Langham was indicted for stealing twenty pounds weight of sugar, value 3s. 6d. the property of persons unknown, Sept. 10. †

William Wiggins. I am a wharfinger; last Thursday in the evening, I met the prisoner with twenty pounds weight of sugar in an apron, in Thames-street; I stopped him, and delivered him to two of our gangmen; he told me he would go and put it in the same hoghead he took it out of, if I

would forgive him. I have known him nine years; he always appeared to me to be a very industrious man.

Prisoner's defence.

I was at work at Hammond's-key; there was a bit of sugar fell out of a hoghead, I was a little in liquor, and I put it in my apron. Guilty 10d. Recommended. W.

456. (L.) John Hodges was indicted for stealing three pounds weight of green tea, value 20s. the property of William Robinson and Thomas Todd, Aug. 7. †

John Haynes. I live with Mess. William Robinson and Thomas Todd in Fleet-street; I put up three pounds weight of tea in a parcel, on the 7th of August, and left it on the counter; it had laid on the counter two or three hours; I did not miss it till it was brought into the shop, and the prisoner along with it.

Thomas Ardesoir. I am apprentice to Mess. Robinson and Todd; I was in the shop; I did not see the prisoner come in, but I saw him going out; I followed him out, and asked him what he wanted; turning him round, I saw this parcel of tea in his hand; I brought him and that into the shop, (produced and deposed to;) here is the direction upon it who it was for.

Prisoner's defence.

Coming along, there stood three or four men in a cluster; I picked it up by them by a bulk. Guilty. R.

457, 458. (M.) John Spices and William Bryan were indicted, for that they, on the King's highway, on Elizabeth Bibby, widow, did make an assault, putting her in corporal fear and danger of her

her life, and violently taking from her person 4 s. 6 d. in money numbered, her property, Aug. 13. †

Elizabeth Bibby. I live in Bedford-street, Bedford-row. On the 13th of August, about nine at night, or rather after, I was in a chariot going up to Islington; the chariot was stopped between Lisson-green and Paddington turnpike, by three men on foot; one came on one side, another on the other, the third man held the horses; the man on the right side held a pistol to me, and asked me for my money; I cannot say the very words he made use of; he used no threats; I had nothing but a little silver; I took out about four shillings and gave him; there was a lady and her daughter with me; the lady gave him 24 s. and her daughter 1 s. they went off; I was much affrighted, and can give no description of them.

Thomas Smith. I live at the Shakespear, Russell-street; I saw Bryan, and the evidence Handon, drinking together in my house about three weeks ago; I believe it was the night before the robbery; I have seen them together once or twice.

Henry Patrick. I drove the chariot; one of the three men came and presented a pistol to me, and ordered me to stop; the other two robbed my mistress; after that, one of them came and gave me a shilling, and bid me drive on; I have no recollection of any of the prisoners; it was dark; I could not discern any thing of the men, so as to know them; I cannot tell whether they wore their own hair or wigs.

Patrick Handon. I have been generally with the prisoners; I am a baker, and worked at my trade before I got acquainted with them; I have been acquainted with them three months; we met together that morning in Drury-lane, at the Shakespear, and from thence up to the King's Head and the Crown and Cushion in Russell-street; we went out about seven in the evening, and robbed a gentleman in Tyburn-road, of his watch and a crown.

Court. Confine yourself to the fact now trying.

Handon. We struck cross the fields, and came into the road; this lady was coming in her chariot; we stopped it; I went up to the horses, and they on each side the chariot; they robbed them of 4 s. 6 d. and 3 s. as they told me afterwards. I gave the coachman a shilling, and desired him to drive on; then we went to the Shakespear, and had each a dram at the bar; after we had gone a little way, the chariot stopped, and they asked if there was any danger in going farther, and we answered, no.

John Dorkin. I live at the Crown and Cushion; I know the two prisoners and evidence; they have

drank together several times at my house, but with other company; I never saw them together alone.

Q. Were they at your house on the 13th of August?

Dorkin. I do not know particularly that day; they were there every day.

William Halliburton. On the Friday after the robbery was committed we had intelligence of them; I and two others went to the King's Head, where Bryan and the evidence were together; we went in at separate doors; they saw us, and both pulled off.

Jane Wright. I live in St. James's; I went in at the Shakespear's Head, at the corner of Russell-street, last night was three weeks, to open oysters; there was the evidence Pat. Handon and Bryan; I said to the evidence, what o'clock is it; he gave me his watch to look, and it wanted ten minutes of ten, and I gave him it again; the next day my husband came home, and gave me a hand-bill; then I said I know one that knows the men.

John Sweetman. I am a constable; I took Spires in Maynard-street, in a room; there were these two pistols under his bed; (produced in court.)

Handon. Spires borrowed the pistols of a man in Westminster.

Sweetman. They were loaded four inches deep with slugs.

Matthias Grabam. I am a constable; I was with Sweetman in the taking Spires, and finding the two loaded pistols.

Spires's defence.

Ever since the last sessions that I was acquitted here, I had the goal distemper upon me; I came to the Crown and Cushion with the help of a large stick; there I saw Pat. Handon, along with a couple of good smart, clean girls; I sat in one box, and they in another; he asked me to drink; I did, and saw no more of them that day; next day I went to the same house in the morning, and saw him there with these two girls again; and in the afternoon Bryan came there, and called for a pint of beer; Pat. Handon asked him, what part of Ireland he came from; I cannot tell what answer Bryan made; they came very thick together; Pat. Handon asked him to drink; Bryan put his pint into Handon's pot; Handon asked him what was the matter with me; said he, he has got the goal distemper by being in Newgate; said he, poor fellow, he looks bad, I'll ask him to drink; then Pat. asked me to drink; three or four days after, I went there again with my stick, hardly able to crawl; then Bryan and Pat. Handon came in with the

the two girls; Bryan asked me to drink out of their pot; I was in one box, and they in another; that night that the pistols were found, there was one John Harford, or Harper, lay with me and another; they took out their pistols, and left them under the bed; I never was in that room before in all my life; I had been there but about half an hour, before Sweetman came and knocked at the door.

Bryan's defence.

I have been about three months from Ireland; I thought to get in to carry a chair; coming up Covent-garden, I went into that house, there sat Spire; he asked me where I came from; I said, from the county of Kildare; I had carried a chair two years in Dublin; he asked me to drink; I put my pint into his pot, we drank together; about three or four days after I came there again, and saw Spire and the evidence; the evidence asked me to drink; I said I would not differ with them; we had three pints; Spire looked very badly; the evidence met me another night, and we had three pints of beer there; he asked me, what was the reason I could not come and live about Covent-garden; I met him once after that, and we went into the King's Head, facing Russel-street, and drank three pints of beer; about a week after, I saw him one evening, there was a dancing at Smith's house; I went over, and had a pint of beer, he was with me; I would not stay there, but said, if he would go to the Crown and Cushion, I would drink with him there; he followed me, and we drank together, and I never saw him after till I was taken; this evidence Handon has broke out of goal so often, that I think no person can take his word.

Q. to prosecutrix. Do you recollect the chariot stopping after you had been robbed, and what was said?

Prosecutrix. I do; the young lady asked if there was any danger in proceeding farther. Both guilty. Death.

See Spire tried, in company with Harford, for a highway robbery, No 389, 390, in last Sessions Paper.

459. (M.) Timothy D'Carthy was indicted for stealing a pewter plate, value 6d. the property of Luke Addington, and a pewter plate, value 4d. the property of Barker Simpson, July 16. †

John Perry. I am a pewterer in Fore-street, the prisoner brought two pewter plates to my shop on the 16th of July, between seven and eight in the morning; I seeing the names on them, asked the prisoner his name; he said it was Thomas Watts; he said he had had the plates two years, that he

bought them of one Ewers, broker in Chiswell-street; there has been no broker there of that name some years; I sent one of my servants to the owners houses, then the prisoner begged I would let him go, saying, if he had stole them they were of no great consequence.

Luke Addington. I keep a cook's-shop in Shoe-lane; this plate, with Michael Miller, Shoe-lane, upon it, is my property; he lived there before me, and I bought his fixtures and things at coming in; I have lost so many I cannot say when this was taken away.

Barker Simpson. I keep a cook's-shop in Salisbury-court; this plate, with my name upon it, is my property; it has not been made above half a year.

Prisoner's defence.

I bought the plates of a broker in Chiswell-street, I have had them two years.

He called John Carter, a baker, Michael Stoaks, a weaver, and Mary Peters, who gave him the character of an honest man, exclusive of this offence. Guilty 10d. W.

460. (L.) Anne Page was indicted for stealing half a guinea, the property of William Baldwin, July 22. †

William Baldwin. I am a master of a vessel, and an importer of fruit and wine from Spain; an acquaintance of mine, a constable, requested me to give him my company on his watch-night at the watch-house, which I did on the 21st of July, at the watch house in Panyer-alley, Newgate-street; we staid till four in the morning; I was walking along at the end of Fetter-lane, I looked at my watch, and found I should be at home before my people were up; I had accustomed myself to drink the water at Battle-Bridge wells, I went up Fetter-lane to go there; when I was about two-thirds up the lane, there was the prisoner; it had rained, she appeared very wet; as I came to her she asked charity, and was very solicitous for a penny to get a pennyworth of purl; I took out my money, and said, I had no change; upon that she made a snatch, and took half a guinea out of my hand, and ran away; I pursued her to a place they call (I think) Church-yard-alley; she was just entering into a house, I took hold of her, and brought her into the street, and sent for a constable, and took her to Woodstreet-Compter; she was examined by Mr. Alderman Shakespeare, and acknowledged having the money, but said I had given it her, and said I had been six hours in a hackney-coach with her.

Q. Did you get the half guinea again?

Baldwin.

* *Baldwin.* No, I did not, she said she had lost it; after she had got it she ran, and said I will get change, I will bring change.

Prisoner's defence.

Another woman of the town and I had been to Long acre; I met Mr. Baldwin on the other side Temple bar, he said to me, my little dear, if you have a lodging I will go with you; I went to my lodgings in Fetter lane; the other woman was a lusty woman; he said, I was rather too small, he did not like me; so I went down stairs, and he called me up, and gave me half a guinea; I went and called my landlady to give change; when the woman came, he said, where is my half guinea; I said, in my pocket; he said, I insist upon it again, for I have laid with this woman, and am to give her five shillings and three-pence of it; I had delivered the half guinea to Sarah Simpson.

Q. to prosecutor. Is the constable here?

Prosecutor. They are both.

Richard Playle. I am one of the constables of St. Andrew's, Holbourn; I was called out of my bed about a quarter after five, to take charge of the prisoner; she said before my Lord-Mayor, the prosecutor had been six hours in a hackney-coach with her in the night.

Mr. Hunt. I am the constable that Mr. Baldwin was with that night; I parted with him at the watch-house in Panyer-alley, about four o'clock in the morning. Guilty. T.

461. (L.) *Cleanor Smallbrook* was indicted for stealing seventy-two small tooth brushes, value 24s. the property of Thomas Woolley, July 30. † Acquitted.

462. 463. (M) *Charlotte Over* and *Anne Wellbone*, spinners were indicted for stealing nine pair of men's leather gloves, value 10s. the property of Thomas Holland, August 19. †

Thomas Holland. I am a breeches-maker and glover, and live on the other side Westminster-bridge; I was returning home out of the city between eight and nine at night, on the 19th of August; the two prisoners were standing at the corner of Scotland yard, they asked me to give them a glass of liquor; I said, with all my heart; I went with them to the Gentleman and Porter, facing Charing cross, there we had two shillings in punch, and I believe half a pint of brandy; I had nine pair of gloves, which I laid down on the bench where I sat in a private room; I suppose we were there about an hour and a half; after I

went out I was taken up by the watch, I was so fuddled I do not know where I lost my gloves; I lost also my watch, and two guineas and a half; I do not know which way the prisoners went; I never got my things again.

Charles Foudrinier. I am a constable; on the 19th of August, at night, I went to the watch house, there was Mr. Holland; he said he had been robbed, and described the two women at the bar; I gave the watchmen directions to take them, and in Over's room I found a small leather string (*produced in court.*)

Prosecutor. This is the string, or much like that, which tied up my gloves.

Over's defence.

We met the prisoner, he desired us to go with him; he gave Wellbone a shilling to lie down on the floor, and I held the door all the while; he did not like me.

Wellbone's defence.

He took us in and treated us, and gave me a shilling; I never saw any bundle he had; in about an hour after we were gone, I went that way, and I saw the waiter tumble him out of the house into the dirt; there were several women about him.

To their characters.

William Hamilton. Over lodged at my house three quarters of a year; she was a good girl then.

Q. Was she not looked upon to be a girl of the town?

Hamilton. She was called so, but I did not know what a girl of the town was then.

Q. How long is it since she lodged at your house?

Hamilton. That is above a quarter of a year ago.

Q. How long have you lived in London?

Hamilton. I have lived in London twenty years.

Anne Ibbet. I have known Wellbone about twelve months, she is a very sober honest girl; she gets her living by washing and scowering. Both Acquitted.

464. (M.) *Henry Williams* was indicted for stealing a cloth coat, value 20s. the property of William Holmes, August 12. †

William Holmes. I live in the Strand, there was some words arose among company on the 12th of August; I stripped to fight, and lost my coat; the prisoner was taken within a quarter of an hour after, and confessed it was in a cellar where he lodged; there I went and found it, I do not know the name of the place. Guilty. T.

465. (M) James Best was indicted, together with John Bradley not in custody, for that they on Francis Bateman Dashwood, Esq; on the King's highway did make an assault, putting him in corporal fear and danger of his life, and taking from his person one hat, value 6 s. one silver hat-band, value 3 s. the property of the said Francis, July 24. *

Francis Bateman Dashwood. On the 24th of July, between twelve and one in the night, four men met me, between the Mews and Hedge-lane; one of them was in a drummer's dress; they pushed against me, and tripped up my heels; they attempted to take my watch, but while I was struggling, they snatched my hat, and ran off with that; I was walking homewards without my hat; towards the Haymarket I met two gentlemen with their swords drawn; seeing me without my hat, they asked what was the matter; I told them what had happened; I had not been talking five minutes, before the drummer came with my hat on his head; the gentlemen laid hold of him; he finding himself taken, threw my hat into the middle of the street; I picked it up; we took him to St. James's watch-house; the prisoner was taken afterwards, but I know nothing of him any farther than what the drummer, who is admitted evidence, says.

Edward Reeves the drummer deposed, that one John Bradley, Best the prisoner, and he, went out that night, in order to stamp some men, the cant word for knocking people down to rob them, and that they did the fact charged in the indictment; but being unsupported in his evidence by any person of credit, the prisoner was acquitted.

466. (M) John Walker was indicted for stealing two linen handkerchiefs, value 6 d. one silk handkerchief, value 6 d. and one cotton handkerchief, value 3 d. the property of Thomas Allison, July 31. †

Thomas Allison. I live in Albemarle-street, Clerkenwell parish, I am a taylor; I was in my shop above, and heard my wife cry, stop thief; I went downstairs, there I found the prisoner was brought in by a neighbour; the things mentioned in the indictment were found soon after, and brought in.

Joseph Blundy. I heard the cry, stop thief, at half an hour past six that morning; I saw the prisoner in custody; he said they might search him, he had nothing about him; I had seen him running with a bundle at my first looking out; I imagined he had thrown it over the pales in St. John's-square;

I went there, and found the bundle; (*produced and deposed to.*)

Prisoner's defence.

I was coming along, I saw these things lying at a door, and took them; they took me, and carried me to Bridewell; I am a stone-fawyer, and was going to my work at Blackfriars-bridge. Guilty 10d. T.

467, 468. (M) John Roberts and George Clare were indicted, the first for stealing five pair of gold sockets for ear-drops, value 5 s. the property of Nathaniel Pollard; and the other for receiving the same, well knowing them to have been stolen, July 19. †

Nathaniel Pollard. I am a jeweller, and live at the half-way house to Hampstead; I lost the things mentioned out of a little sort of a shed, in my garden, which I have done up to work in; the place was no way secure, any body could get into it; I was informed there were some such things at Justice Welch's; I went there and saw them; they are sockets of my own making; the prisoners were then in custody.

John Sweetman. There having been many houses broke in Marybone parish, I seeing the prisoner idling about, I took Roberts on the Sunday morning; he confessed to me he had broke into a place near Mother Redcap's, and stolen such things, and that George Clare had got them, and if I went to the new buildings, I should find Clare asleep among the shavings; I went and found him; I asked him for the brass things he had of Roberts; he was a good while before he would tell me; at last he said they were hid in a bank in the field; I tied his hands, and he went with me, and turned up the ground, and found them; (*the five pair produced, and deposed to by prosecutor.*)

Sweetman. Roberts is about fifteen years old, the other about eighteen or nineteen.

Roberts's defence.

I was walking along one morning, and saw a boy get over the wall, and come back again, and said he had found these things; George Clare watched him where he hid them; neither he nor I had them in our hands.

Clare's defence.

The other boy, named Billy Wright, found them, and told me where he had hid them.

Clare called John Segar, Elizabeth Becham, and James Timball, who said they never heard any thing amiss of him before this affair. Both Acquitted.

469. John Jones was indicted for stealing a pair of paste shoe-buckles set in silver, value 20s. the property of Susanna Moore, spinster, July 19.

The prosecutrix did not appear. Acquitted.

Her recognizance was ordered to be executed.

470. (M) Rachel Simonds was indicted for stealing a silver watch, value 40s. the property of Brian Crank, privately from his person, Sept. 8. †

Brian Crank. I live in New-street by Bishopsgate, and am a coach-painter; I was coming from Norton-falgate last Monday night, the prisoner and Mary Gates came after me; they asked me to go along with them; I went with them to a place called Whores-acre, or Fordam's-alley; they took me into a room, and asked me whether I would have any thing to drink; there was a man there, he and Simonds played at cards; they sent for a quartern of rum, the man paid three halfpence and I the rest; the man and Simonds fell out, and had like to fought; he went away; then Gates asked me whether I would do any thing; I said no; then Simonds asked me whether she and I should do any thing; I said no; she went to the door; Mary Gates then went to put her hands in my breeches; I stopt her, I had hold of the string of my watch; she got hold of the watch; I said, if she did not let go I would punish her, if possible; I gave a good hard pull, and pulled it from her; she swore if I had a shilling about me she would have it; I thought I heard a man at the door; I said to her, I hoped she would be so honest as not to rob me; she put her hand into my breeches pocket; I took and put my watch into my right-hand fob, then she took a handkerchief out of my coat pocket, then she searched my waistcoat pocket, and my right-side breeches pocket, there was a guinea there; I took it out, and put it in my waistcoat pocket; then she got her hand into that pocket, I held fast hold of her hand with both mine; in that time the prisoner moved quick round, I saw the glass of my watch, and the string in her hand; she went out directly with it; I began to be pretty rough then, and promised Gates to give her any money she wanted, if she would be so good as to send for her in, and let me have my watch; in the mean time she came in, Gates said to her, the gentleman says you have got his watch; she said I might search her; I did not chuse to do that, but said I would give her four or five shillings, or more, if she would give it me again; she said she knew nothing of it; I then went out, and to Spitalfields watch-house, and got assistance, and

we went and took the two women to the watch-house; I never got my watch again,

Prisoner's defence.

Mary Gates and I were coming along, and saw the prosecutor and another together; he came to me, and the other to Mary Gates; they said they would go home with us; they did, we played for a shilling in punch, but the prosecutor would not have patience till the game was out; he wanted to talk to one of us; they sent for a quartern of rum; after the other man was gone, this sent for another quartern; then he mentioned a thing that we could not do; he had given me a shilling, he wanted it back, we said nothing was freer than a gift; he said she had his watch, and he got a constable, but nothing was found upon her. Acquitted.

471. (M) Mary Gates, spinster, was indicted for stealing a linen handkerchief, value 2s. the property of Brian Crank, Sept. 8. †

Brian Crank. I have nothing more to say than what I have said. Acquitted.

472, 473. (M) Isaac Jones, otherwise Asher, and Christopher Swan, were indicted for stealing twenty-four pieces of callimanco and buckram cut out to be made into stays, value 4l, the property of Anne Pierceall, Nov. 21. †

Anne Pierceall. I live at St Alban's; I delivered twenty-four pair of womens stays cut out (they were callimanco and buckram) to the waggoner at St. Alban's, to be brought to the Cock-inn, Aldersgate-street, directed to Mr. Sharp, Grace-church-street.

Thomas Herbert. I am the waggoner; this parcel was delivered to my mother by Mrs. Pierceall, she is not here; I know they were safe in the waggon on Finchley-common in a sack, when I got up in the waggon there; I missed the parcel that night when I came to the inn.

Edward Lince. I am foreman to Mr. Sharp in Grace-church-street; I cut the stays out, and sent them down to St. Alban's for Mrs. Pierceall to stitch.

John Dean. The prisoner Swan brought me some pieces for stays in a handkerchief; he said they were just come from Holland, and that they were his own; he desired me to sell them for him; I offered them to a person in Rosemary lane, who stopt them, and I have been in custody ever since (produced in court.)

James Murrey. I live in Rosemary-lane; a constable in Whitechapel parish desired me to go along with

with him; we went to the sign of the Four Awns, there was Dean, he was stop't with a great quantity of pieces for stays; he directed us to Swan's house, where we found more in a box; Swan said he had them from on board a ship as a venture; I know nothing against Jones.

Swan's defence.

When I came from Jamaica I found a box in my house; I asked Judith Saunders, the woman that I kept company with, who the box belonged to; she said, what was that to me; she and I sell out; she went over to Holland, and we opened the box, and found these pieces in it. Both Acq.

See Jones, otherwise Asher, tried by the name of Isaac Usher, N^o 180, 182, in Mr. Alderman Bridgen's Mayoralty.

474. (L.) Christopher Holland was indicted for stealing a black gelding, value 18l. the property of Isaac Belcher, August 6. †

Isaac Belcher. I live at Danbury in Essex; I missed a black gelding out of the pasture on the 7th of August; I found him in Smithfield the same day in the possession of the prisoner; I asked him if he would sell that horse; he said, yes; I said, what do you ask for him; he said, twelve guineas; I asked him how old he was; he said six years old, and that he was his own; I asked him where he brought him from; he said out of Kent; I asked him to give the horse a trot, and lead him to the Half moon in Smithfield; when he got there, I took him by the collar, and said, that horse was mine; then he said he bought him in Long-lane near Smithfield, but did not know the man he bought him of.

William Seabrook. I am servant to Mr. Belcher, I turned this horse into the pasture on the 6th of August, about six in the afternoon, and in the morning he was gone.

Prisoner's defence.

A man overtook me in Barbican with this horse to sell; I asked him the price; he said twelve guineas; I bid him nine; he went into Long-lane, there he said if I liked him at ten I should have him; I gave him ten guineas for him; he said he brought him from Dartford in Kent; I am a shoemaker, and live in Paul's-alley, near Barbican.

Mary Physick. I live in Paul's-alley, the prisoner lives on the ground floor, and I in the first floor; he is a shoemaker, he has nothing else to get his living by but making of shoes.

Q. Has he any stables?

M. Physick. I do not know that he has.

Q. Does he deal in horses?

M. Physick. I do not know that he does.

Q. Where was he the last six weeks?

M. Physick. On the 6th of August he was in the garden.

Court. You was asked where he was the last six weeks, you run directly to the 6th of August.

M. Physick. He was there with a child playing a little cannon off; he said to me, please to stop, and you shall see; he let it off, it went like a gun.

Q. How long has he been in prison?

M. Physick. He has been in prison a month last Friday.

Q. Where was he a fortnight before that time?

M. Physick. I cannot say.

Q. You can give a particular account of him the 6th of August, cannot you say where he was one day a fortnight before?

M. Physick. I am from home a great deal; I have a sister at Lambeth that has been ill, and I have been there lately, but she is lately dead; I am sometimes in Bishopsgate-street.

Q. How long has your sister been dead?

M. Physick. She has been dead three months, but I have been backwards and forwards with her husband.

Q. Can you tell where the prisoner was the week before he was taken up?

M. Physick. No, I cannot.

Q. Where was you the week before he was taken up?

M. Physick. I was mostly at Lambeth.

Q. How long do you generally stay there when you go?

M. Physick. I sometimes stay a week, and sometimes a fortnight.

Q. Where was you when he was taken up?

M. Physick. I was at home then.

Q. Did you see him any time that day?

M. Physick. I saw him came home that day at about ten o'clock, with beef stakes for dinner; that was the 7th of August.

Q. What time did you hear of his being taken up?

M. Physick. I heard of that at night.

Q. Have you been out since?

M. Physick. No, I have not much.

Q. Where was he carried?

M. Physick. To Woodstreet Compter.

Q. Did you go to him?

M. Physick. I did one night, but not that night.

Q. How long was that after he was there?

M. Physick. That was about a week after.

Q. Did

Q. Did any of your people go to him that night?

M. Physick. I cannot say whether any of them did or not.

Q. By what do you know it was the 6th of August that this gun was fired?

M. Physick. Because I was there.

Q. Why may it not be the 5th?

M. Physick. It was the Thursday, and he was taken up on the Friday.

Q. What time did you see him last that Thursday night?

M. Physick. He was at home at eight o'clock.

Q. What other people lodge in that house?

M. Physick. There was one William Bobit lodges in the kitchen, and William Price lodges up two pair of stairs, and two shoemakers work in the garret; Mr. Bobit has a young woman, named Birmingham, boards with him.

William Bobit. I am a porter, and lodge in the house of Mrs. Physick in Paul's-alley; the prisoner is a shoemaker, and lodges there.

Q. What other business does he follow?

Bobit. He follows no other business as I know of.

Q. Does he deal in horses?

Bobit. I do not know that he does.

Q. Are you mostly out, or at home?

Bobit. I am at home every night.

Q. Where was he a fortnight before he was taken up?

Bobit. I cannot tell.

Q. When was the last you saw him before he was taken up?

Bobit. I saw him within a week of the time; I cannot say I saw him every day; the night before he was taken up I was in the garden with him, between seven and eight o'clock; there was a little boy with us, Mr. Price's son; we were firing off a little cannon; that was the 6th of August at night.

Q. Are you sure it was the night before he was taken up?

Bobit. It was.

Q. What time did you see him last that night?

Bobit. I saw him till it was full eight o'clock.

Q. Did you see him after that time?

Bobit. No, I did not.

Q. Did you see him the next morning?

Bobit. I cannot say I did.

Q. Was you at home the next morning?

Bobit. I was, till after ten o'clock; I went out about five, and returned again by nine; I cannot say I saw him that morning.

Q. What circumstance was he in?

Bobit. I cannot tell that.

Q. Is he a journeyman or master?

Bobit. He works as a master like; I believe he did only jobs, he had no regular shop, he worked in his room.

Q. Had he a journeyman?

Bobit. No.

Alice Bobit. I am wife to William Bobit, I lodge in this house in Paul's-alley; I have known the prisoner about sixteen weeks, he is a shoemaker.

Q. What family has he?

A. Bobit. He has a wife; he works at home on the ground-floor.

Q. Does he constantly work at his business?

A. Bobit. That I cannot say, because I go out to work; I have heard him at work.

Q. Did his wife and you associate?

A. Bobit. No.

Q. Were they full of money?

A. Bobit. That I do not know.

Q. Where was he a fortnight before he was taken up?

A. Bobit. I do not know; I never missed him.

Q. Where was he a week before he was taken up?

A. Bobit. I do not know.

Q. Where was he the night before he was taken up?

A. Bobit. He was at home.

Q. Where was he on the 7th of August?

A. Bobit. I saw him on Friday the 7th of August before seven in the morning, going out into the garden.

Q. Did you see him any time after that that day?

A. Bobit. I saw him again, betwixt that and eleven o'clock, in his own apartment, sitting by the fire.

Elizabeth Birmingham. I live in the house where the prisoner does; I come from Cambridge, and live with Christopher Holland; I have been there eleven weeks.

Q. What is the prisoner?

E. Birmingham. He is a shoemaker.

Q. Does he work at his trade constantly?

E. Birmingham. He does, he had pretty business.

Q. Has he plenty of money?

E. Birmingham. He has an aunt that has plenty of money, and she often makes him a present to support him; I was in his company the 6th of August; we supped at six, and I was with him till past eleven; I do not lodge there.

Q. When was he taken up?

4 H

E. Birmingham.

E. Birmingham. He was taken up on the 7th of August, one Friday; on that day I was at his door before six in the morning, and his spouse came and let me in; he was in bed then; there came a woman between five and six to let his spouse know he was in the Compter; his wife went there; then she came back, and let me know of it, and I went then to see him.

Q. Was you before the Alderman?

E. Birmingham. I was on the Saturday.

Q. Was the owner of the horse there?

E. Birmingham. He was.

Q. Did you give an account where he was over night?

E. Birmingham. I did not hear any thing mentioned in particular, I was not called upon about it; I went, in case I was called upon to say what I knew.

Q. Was there nothing said when you was with him in the Compter, how he could be guilty of stealing the horse when he was at home at the time?

E. Birmingham. I heard nothing farther said, but that he was taken up upon suspicion.

Q. Was you at the Mansion-house when he was there?

E. Birmingham. I was, waiting to give evidence, but I was not called upon; there was none called upon in the least.

Q. What did you understand about the horse?

E. Birmingham. I understood he was innocent, by being at home.

Q. Did you ever see him with a single guinea in gold in your life?

E. Birmingham. I have seen him with silver, but I cannot say I saw him with a guinea in gold.

Prisoner. I have an aunt in the country below Cambridge that has given me money several times.

Q. to prosecutor. How far is Danbury from Smith-field?

Prosecutor. It is about thirty-four miles distance.

Samuel Chesebrough. I am a turner in Aldersgate-street, the prisoner lodged in my house about twelve months ago, about three quarters of a year; he is a very honest industrious sort of a man, as far as ever I saw; he had a stall in Redcross-street, and used to mend shoes; he told me he had a little estate in the country, that brought him in about twenty pounds a year.

Q. Did you ever hear about his dealing in horses?

Chesebrough. No, I never did but once; he went down, as I understood, to receive his rent, and he brought up a horse.

Ruth Pegg. I live in Coleman-street, I have known him ever since he was born, I never knew

any harm of him in my life; he was born in a place called Shipdon in Norfolk; there lives what friends he has.

Q. Do you know of an aunt of his?

R. Pegg. I never heard of any aunt he has.

Prisoner. It is my wife's aunt.

R. Pegg. I know nothing of his wife's family; his father was a farmer.

Q. Was he wealthy?

R. Pegg. He was none of the rich men, he just made a shift to bring up his family.

Q. Was the prisoner in good business?

R. Pegg. He was only a little chamber-masser?

Q. Did you ever hear of his dealing in horses?

R. Pegg. No.

Q. Do you look upon him to be wealthy?

R. Pegg. I do not think he is worth any money at all.

Q. Have you ever seen him with a guinea?

R. Pegg. I have.

Q. Do you think he ever was worth five guineas?

R. Pegg. I believe he has been worth five and five to that.

Q. When?

R. Pegg. About fifteen or sixteen years ago, because his grandfather died, and left him a place worth between thirty and forty pounds.

Q. Has he that now?

R. Pegg. No, he has sold that a good while ago.

Q. Dare you take your oath to say, he is worth thirty or forty pounds now?

R. Pegg. I should be very loth to do that, he has no estate now as I know of.

William Price. I live in the same house, I have known the prisoner about a year, he has always behaved as an honest man, by what I observed; I do not work where I live, and I never saw him much out.

Q. Do you know any thing where he was that Thursday night?

Price. No, I do not.

Q. Was you at home that night?

Price. I was.

Q. Do you know any thing of a little cannon being let off?

Price. I do, before he was taken up I believe that was.

Q. How long before?

Price. I am certain it was not a week before.

Q. Have you been much in his company?

Price. No, I have not.

Q. Did you ever observe him flush of money?

Price. I never observed any want of money.

Mary Prentice.

Mary Prentice. I live in Paul's-alley, next door to him, I know no harm of him.

Q Did you know him ever dealing in horses?

M. Prentice. No, I know nothing of that. Acq.

475, 476, 477, 478, 479. (L.) John Edwards, John Row, Peter Smith, Peter Price, and James Devereux, were indicted, together with others not taken, in stealing forty-four pounds weight of sugar, value 14s. the property of persons unknown, August 3. †

Robert Goodman. I am a gangfman at Summer's-key; I went into the warehouse, and found the hoghead broke open, on the 3d of August in the morning, and sugars taken out; there might be half a hundred, or three quarters, of sugar, taken out; I saw some scattered on the ground.

John Emmerfsy. On the 2d of August, on a Sunday night, I was with Peter Price, James Devereux, and John Row, and four that are not taken; I met John Edwards at the foot of London-bridge, and we went in at a hole at the bottom of some pales, where they were building some part of St. Magnus's church; that hole leads into the buildings to the back of the warehouses; we saw a ladder placed up about two story high; Foffet said, lets go up that ladder, the door of the window was open; Foffet, Poling, and McCave, were with us, but they are not taken; L. Foffet, and Matthew Poling, whom we called Butterarse, we went up; I sat eating the sugar; Foffet said, do not lie eating, lets fill our handkerchiefs; he produced six handkerchiefs, we filled them, and an apron; we chucked them down, and put them through the holes to the others; then we carried them, and all met by agreement on Tower-hill; then we carried the sugar to East-Smithfield, where we had sold sugar before; the woman and man were in bed, we knocked at the door; there came a man, who said, there was no body to buy it; then we left it there, and I was taken in about two hours and a half after.

John Richards. On Sunday night, the 2d of August, was my watch-night; the beadle and I were going round to see that all the watchmen were on their duty; one of the watchmen came after us, and said, they had got a sugar-merchant; I came to the watch-house, there was the prisoner Edwards; he had his pockets full of sugar, we turned them out, there was about nine pounds; the watchmen said, there were a dozen boys upon Tower-hill; Edwards said, he would go and show us where the rest of them were; we went to

Saltpetre-bank, and there we took the evidence, and Smith, and Price; we brought them to the watch-house; last Monday was fortnight I took Devereux and Row, I examined them in the watch-house whether they made a practice of selling sugar near the May-pole, for we had found the sugar there between five and six on the Monday morning, four handkerchiefs, and an apron full, about forty-four pounds weight in the whole; they acknowledged they had taken sugar, and carried it there.

Richard Watts. I am a watchman; on that Sunday night, Alex. Dresden brought in Edwards, and said, there were more boys upon the hill, which he thought were upon a roguish design; Edwards cried, and said, if I would let him loose he would give me what he had got, which was some sugar; we turned it out of his pockets, there was nine pounds of it; then he said he would tell me where the rest of the boys were that stole sugar; he went with us to Saltpetre-bank, there we took four boys coming back; he told us where they had carried the sugar; the next morning we went to the house by the Maypole, and found five handkerchiefs and an apron full of sugar.

Alexander Dresden. I took Edwards on Tower-hill, with nine pounds of sugar upon him; then he took us to Saltpetre-bank, there we took the evidence, Smith, Price, and one Lawrence Wade (he is not in the indictment;) then we went to a house facing the Maypole in the Butcher-row, and found the five handkerchiefs of sugar, and an apron full.

Edwards's defence.

They told me they had got some sugar, I went with them to sell it, then I went and found the evidence.

Row's defence.

I was coming over the bridge about eleven o'clock in the night; there were some boys, they desired me to carry some sugar, which I did.

Smith and Devereux said they knew nothing of the matter.

Edwards Guilty. T. Row, Smith, Price, and Devereux, Acquitted.

480, 481. (L.) William Clarkson and William Bliss were indicted for stealing two pounds weight of sugar, the property of persons unknown, August 3. †

George Cox. I am a watchman, I took the two prisoners on Tower-hill; I saw Clarkson go down to the ditch with a red handkerchief full of sugar; he emptied it there; I brought a good deal of it

out

out, as it lay in lumps, dry; the other was with him. Both Acquitted.

482. (M.) Francis Lee was indicted for stealing a sword mounted in silver, the property of Robert Chambers, Esq; August 5. †

Robert Chambers. On the 5th of August last I was at Mr. Wade's, a bookseller in Gray's-inn; I went up stairs to look at some books in the first-floor; I took out my sword, and left it below; while I was above my sword was taken away; I was advised to go amongst the pawnbrokers to see to get it stopt, if it should be brought, and I was informed the prisoner was stopped.

John Coates. I am a pawnbroker; on the 6th of August the prisoner came and offered this sword to pledge (*produced and deposited to*) between the hours of six and seven in the evening; he making a mean appearance, I imagined it not to be his property; I made enquiry how he came by it; he told me he found it; when he found I was for stopping him, then he ran away, but was secured; I took him before Sir John Fielding.

Q. to prosecutor. Do you recollect seeing the prisoner at the bookseller's?

Chambers. No, I do not; I saw a woman and child upon the stairs; the child seeing the sword, asked what that was; I went to enquire for them, thinking they might take it.

Prisoner's defence.

That child might take and carry it to the place where I found it, which was but about ten yards from the house.

He called Thomas Ryland, David Jones, and James Edmunds, who said they never heard any ill of him before. Guilty. B.

483. (M.) Thomas Lewis was indicted for stealing forty-eight pounds weight of mutton, value 12s. the property of Robert Clowley, August 21. †

Robert Clowley. I am a butcher in Carnaby-market; last Friday was three weeks a whole carcase of mutton, ready dressed, was taken out of my shop between nine and ten o'clock at night; we had observed the prisoner lurking about, and had a mistrust of him; when it was gone, some went one way, some another; the prisoner and carcase were brought back.

Edward Gessow. I dressed the sheep; when it was brought back, I knew it to be the property of my master, the prosecutor.

Mr. Scott. I was going home that night a little before ten o'clock, the prisoner came cross King-

street; I said, where are you going with this sheep at this time of the night; presently I heard a noise of people coming from the market way; he laid the carcase down upon a bulk, and slept in among the crowd.

Prisoner's defence.

I had been out paying some money; I was got in liquor very much, I do not know where I strolled, they say they took me in King-street. Guilty. T.

484. (M.) Benjamin Owen was indicted for stealing two fowls, value 3s. 6d. and six pounds weight of iron, value 6d. the property of William How, July 20. †

William How. I live in the parish of Kingsbury, near Edgware; I missed two fowls on the 20th of July; the prisoner had made hay for me two or three years, but this year he made hay for a neighbour; I was at St. James's market when Mr. Sweetman brought the things to me, I knew them to be my property; then I went to Mr. Welch's, there I saw the prisoner; he acknowledged he had them from my house.

John Sweetman. I stopt the prisoner between one and two o'clock, just behind Mr. Whitefield's chapel in Tottenham-court road, about the 20th of July; he had two sacks, two fowls, and some iron twirlpins; the next day I carried the things to St. James's market, and found the prosecutor out by the mark of the sack (*the iron produced and deposited to*).

Prisoner's defence.

Coming by that gentleman's house, I found a bag, and all the things in it, on the road; I took it up, and carried it; I thought some cart had dropt it; I met the constable near Mr. Whitefield's chapel; I did not offer to run away, I am sure I could, for they were all three as drunk as they could stand. Guilty 10d. Died before sentence past.

485, 486. (M.) Thomas Davis and Mary Willis were indicted, the first for breaking and entering the dwelling-house of Mary Watts, on the 7th of August, in the night time, and stealing a watch with silver box and case in one, and a pair of silver knee-buckles, the property of John Taylor; five silver table-spoons, and four silver tea-spoons, the property of the said Mary, in her dwelling-house; and the other for receiving the four silver tea-spoons, well knowing them to have been stolen. †

John Taylor. I live with my grandmother Mary Watts, in Blossom-street, White Lion-yard, in the parish of Shoreditch; her house was broke open

open on Friday the 7th of August; it was discovered in the morning about seven, on the eighth; the maid came up to my room, and told me the house had been robbed; I went down, and found the yard-door open, and there was a door in the middle of the entry; that door they had bolted, so that we could not get there; we found a pane of glass taken out of the kitchen-window, and the window-shutter and casement open; out of the kitchen we missed five table-spoons and four tea-spoons; from my room I missed my watch, and a pair of silver knee-buckles, my property; they were taken off from the table: on the Monday the prisoner Davis was taken accidentally, and carried to the Rotation Office: I was sent for; he owned to every thing, and mentioned the spoons, watch, and buckles, and said he had an accomplice with him; he said the other went into the house, and he stood in the yard, and received the things as the other gave him them out.

Q How old is he?

Taylor. I believe he is about twenty-two years of age; the spoons were Mary Watts's property; the woman at the bar was with him; she confessed in my hearing, he gave her the tea-spoons.

Sarah Smith. I am servant at Mrs. Watts's; I went last to bed over night, and left all fast; the door that opens into the yard, and kitchen window were fast; the shutter was up, and barred; I got up first in the morning, and found the house was broke, as Mr. Taylor has described; I called him up; there were five large spoons and four tea-spoons missing.

John Julian. I am a silversmith at Brentford; the girl at the bar had lived in my neighbourhood; she came to my shop with some tea-spoons to sell, she said she brought them from her sister; I knew her sister; I bought them; here are three of them, which Mr. Taylor has sworn to; (*produced in court*.)

John Whitebread. The prisoner Davis was brought to my house; when he was brought to the Rotation Office, he said he would tell the whole truth; he said he and another lad went into a certain area between ten and eleven at night, and lay there till about one; the grandmother's birthday was then, and they were very merry, which he said made them lie longer; when all was still, they got over a place into the yard; he never said he went into the house, but the other lad went in, and gave him the things out at the window, and that the tea spoons were sold to Mr. Julian by the woman at the bar; then I got a search-warrant, and we went to see for them; we found one spoon

at the woman's sisters, and the other three at Mr. Julian's.

John Cowdery. The woman at the bar told me, two table-spoons were in a stable behind a beam, where I went and found them.

George Platt. I happened to be at Shepherd's-bush, where was a merry-making, on the 10th of August; the prisoner came by with two women, Mills was one of them; a man in company, said he would go and take one of the women from him; he went, and fetched one away; then we persuaded him to go and fetch the other; the other resented it, and fell to fighting; the prisoner pulled off his clothes to fight, and some spoons fell out of his pocket; he delivered the watch into the woman's hands that is at the bar; I said, here are a great many silver things, he ought to be examined how he came by them; so after he had washed himself, I said to him, you must give an account where you had these things; he said he could send for a person where he had them in ten minutes; I went to a necessary-house; he made through a little bit of a hedge, and got into a pond of water, up to about his middle; we ran after him, and in about three fields running, I saw him throw something away; we took and brought him back to the place where I first challenged him; then he went on his knees and begged for mercy, saying he was a young man, and had been guilty of a great fault; he begged I would let him go; I said, if I do, I shall be as bad as he; he said, if I would let him go, he would let me know where he had put the watch and three spoons; I went back to where I saw him cast away something; there I found only one silver knee-buckle. I heard him own before the Justice, where and how he got the things; I gave the knee-buckle to Mr. Whitebread the constable.

Elizabeth Biddiford. I was going to Shepherd's-bush with the prisoners; while we were there, we had a pot of groat beer; I paid 2 d. and the two prisoners 2 d. each; coming back, the people played the joke with us, and asked us if we would sit down; one of them pulled me down, and another went to fetch Mills back; I still continued sitting; I saw no spoons; after that, when Mills was in the Round-house, she sent for me, and desired me to take two table-spoons, and throw them away; I thought I would not throw them away, and I hid them: they were afterwards found, and then Mills owned she had given them to me; so I was taken up, and put in the Round-house next day.

William Shaw. I am a constable at Kensington; these two table-spoons I had of Mr. Cowdery; (*produced in court*;) he told me how he came by them.

Taylor. These spoons are my grandmother Mary Watts's property; the prisoner Davis was a servant to my grandmother for six months, about three weeks before he committed this robbery.

Davis's defence.

I picked the things up as I was coming along in the morning in White Lion-yard; I had been very much in liquor over night.

Mills's defence.

Davis asked me if I would sell these spoons; I went to Mr. Julian's and sold them; I told him they were not mine; Biddiford came after I was in the Round-house, and asked me to give them her, and said she would take care of them, that they might help me while I was in prison.

For Davis.

Mr. Taylor. John Taylor, that has given evidence, is my son; the prisoner Davis was servant to me; I had a good character with him when he came. I have made it a rule, whenever a servant gets drunk to discharge him; I discharged him for getting fuddled. Davis guilty. Death. Mills guilty. T. 14.

487. (M.) Charles Trafford was indicted, for that he, on the 4th of August, about the hour of ten in the night, the dwelling-house of William Morgan did break and enter, and stealing one cloth coat, value 20 s. five linen shirts, value 10 s. three linen shifts, value 6 s. and a stuff petticoat, the property of the said William, in his dwelling-house. †

(*At the desire of the prisoner, the witnesses were examined apart.*)

William Morgan. I am a wine-merchant, and live in Stanhope-street, Clare-market. On the 4th of August, when I was going up to bed, between ten and eleven o'clock, when I got up to the landing-place, I thought I heard a man's foot; I called to my servants below, and said I believed there must be somebody in the house; upon standing there, I heard a board crack; I looked at the door, and saw no key in it, as usual; I tried to open the door, and found it locked; I looked with the candle, and found the key was not in the door; then I went into the dining-room, which opens into the other room, in that was a great arm-chair; I desired the girl to stand behind me; I removed the chair, and opened the door, and saw the prisoner standing at the farther end of the room, without coat, waistcoat, hat or

shoes; I held the door in one hand, and the candle in the other; before he reached the door, I shut it too, but he came with such violence, that he forced one of the screws that held the lock; I put my foot to the bottom of the door; the girl ran down stairs, and called for help; the prisoner opened the sash, and I heard the window below break; then I went into the room and looked out, but saw no body; I perceived a little bundle lying in the room tied up; I ran down stairs, to see if he was in the back yard; we searched there, and the kitchen, but could not find him; we searched all the house over; then we went to the necessary house; upon the door being pulled, he burst out; I perceived his shirt bloody; I received a blow over my hand; I had a poker in my hand, with which I made a defence; we soon laid hold of him, and secured him.

Q. Did you know him before?

Morgan. No, I never saw him before that time to my knowledge; in the bundle were the things mentioned in the indictment, (*mentioning them*;) the coat was taken out of the garret, and the other things taken out of a foul clothes bag, and the petticoat from our lodging-room; it appeared he came in at the garret window.

Martha Morgan. I shut that window betwixt seven and eight o'clock, there is no fastening to it but a button; the prisoner might be concealed in the house before six; the street-door was open in the evening, but not late.

Prisoner's defence.

I am a carpenter, I worked for Mr. Bailey; I was at work at the Red Lion in Newgate-market; my master ordered me, when I left work, to go and do business in Piccadilly; coming home through that street, I observed there was a crowd of people; I asked what was the matter; the people said they did not know; I saw people going into the house, I went in; the gentleman took hold of me, and said, I believe you are the person that was in my house; he up with a poker, and wanted to kill me; he took me before Sir John Fielding; Sir John asked him, if he could swear to me; he said no; he said he found a pair of shoes, and I having my buckles in my pocket, he said the shoes must be mine.

Morgan. There was a pair of shoes tied up in the bundle, and he had no shoes on; he had a pair of plated buckles in his pocket. Guilty of felony only. T.

488. (M.) William Stringer was indicted for stealing three silver table-spoons, value 20 s. a silver

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ver salt-seller, value 3 s. and a silver pepper-box, value 1 s. the property of William Malden, Aug.

2. †

William Malden. I am a back-maker, and live at the Horse-ferry in Westminster; the prisoner worked for me; the things mentioned in the indictment were taken out of my parlour; the prisoner was stopped with them; I asked him how he came to take them; he said he came over the ditch, and in at the kitchen-door, and found the key over the parlour-door, and he went in, and took the things out of the beaufet; (*produced and deposed to.*)

The prisoner said nothing in his defence, but called Mr. Dilley, John Finney, Robert Campbell, and John Stringer, his brother, who gave him a good character. Guilty. T.

489. (M.) Catharine Smith, otherwise Morris, was indicted for stealing two guineas, the property of William Lay, privately from his person, Aug.

9. †

William Lay. I am a journeyman bricklayer; I belong to a club where we put in 2 s. a week, and at twenty-one weeks we draw, to see who shall have the money first; there were twenty-one of us; I got it; I received two guineas in gold; then I went to receive my wages, it being Saturday night; I had word, by the landlord of the house, I should come on the Sunday morning for my wages; coming down Rosemary-lane, I knocked at an alehouse door, to see if I could get a dram; this was on the 9th of August, past one at night, I could not get in; the prisoner stopped me, and said halloo, where are you going; I said, I am going home; she said if I would go backwards, she could get some liquor; I went with her into a back alley, the alley I do not know; I gave her 3 d. another woman came in, and took the money from her; at first she said she would be 2 d. to my penny; I said I did not desire that; the other woman went out, in order to get some liquor; then in less than three minutes time, I found the prisoner's hand in my pocket; I did not happen to get hold of her hand; I missed my money, two guineas in gold; she ran away; as soon as I could get out of the alley, I went directly to the watch-house, and told them I had been robbed of two guineas; the officer sent a watchman with me to the place; there was a candle alight, but no person to be found; it was in a lower apartment in a house: in the day we went to make a search after her, but could not find her; on the Monday we found her, and took her before a magistrate.

Q. Did you get your money again?

Lay. No, not a farthing of it.

Q. Was you disguised in liquor at the club?

Lay. No, I was not; I had no thoughts of being concerned with the woman; I have an honest wife, by whom I have had thirteen children; I think I have no occasion for a whore.

Q. Were your halfpence and gold in one pocket?

Lay. No, my halfpence were in my right-hand waistcoat-pocket, and my gold in my left-hand breeches pocket; I heard her own to the watchman that carried her to New Prison, that the woman that went for the liquor had one guinea, and she the other; and if she did not help to maintain her in prison, she would inform against her and a good many more; she told the watchman he had part of many a crown got by picking of pockets, and what business had he to take her.

Prisoner's defence.

This is all false, he took up another woman that he was with before.

Prosecutor. There were several women brought into the watch-house that night, and I said I could not swear to any of them; I was with no other woman but the prisoner. Guilty of stealing, but not privately from his person. T.

490. (M.) James Woodman was indicted for the wilful murder of Elizabeth Ayres, an infant about two years and a half old; he stood charged on the coroner's inquest for slaying the said infant, Sept.

1. †

Susanna Tyler. I live in the Long row in Coverley's Fields. On the 1st of this instant September, between three and four in the afternoon, I accidentally happened to stop at the bottom of King Edward's-street, I saw the deceased child lying on its left side; the first horse of the three belonging to a cart, in which was a man, had passed the child; it was upon a naked piece of ground near a building; I am not sure whether it was called a foot-way or not; they were walking along sober; I called out to the driver.

Q. At what distance was you?

S. Tyler. I was, I suppose, twenty or thirty yards from the child; I am no great judge of measurement; I screamed out; I cannot be positive what I said; I saw the wheel go over the child's head.

Q. Was there any body driving the cart?

S. Tyler. I saw none but the man in the cart.

Q. Whereabouts in the cart was he?

S. Tyler. He was towards the head of the cart; his back was towards me, and his face towards the horses; he was standing; I was greatly frightened

frighted, and went home and saw no more of it; I do not know who the driver was; there was a turning; I stood between the turning and the child; the cart came out from a parcel of buildings, about five yards from where I stood.

Anne Watson. I was talking to Mrs. Tyler at the time the horses passed; presently I heard a man call, stop the cart—the child; at that instant I saw the wheel go over the child's head.

Q. Was there time after that to stop the cart?

A. Watson. No, it was all done in an instant; I went to see the child; a woman took it up; its head fell down; it was killed on the spot; that man that called out was farther off than we were.

Elizabeth Bloom. I was standing at my own door at the time, about four houses from the child; I saw the child lie under the second horse, and the wheel go over its head; I heard somebody call *wob*, but do not know who it was; I screamed out myself; then the wheel was just at the child's head; the driver, when he was about two houses beyond the child, turned round and wrung his hands, and seemed very sorry.

Q. Was the cart coming nearer or farther from you.

E. Bloom. He was coming nearer to me, he was standing upright in the fore part of the cart.

Edward Hayes. I am a sawyer; I was sitting upon some timber about twenty yards from the child; I saw the cart coming along, and the child coming from the opposite corner towards me; the man endeavoured to turn his horses to the right, to shun a hole; the child passed the first horse, the second knocked it down with his knee, by the wheel pitching in the hole, and the near wheel went over its head; I had not power nor time to alarm the prisoner; he went away with his cart about 50 yards.

Q. Did he mend his pace?

Hayes. His pace was rather mending; I am not quite clear whether the horses were in a trot; I called to him, he did not stop; I ran after, and stopped the horses, and desired him to get down, and asked him if he knew what he had done; he made me no answer; the child might have been saved, had not the second horse been out of the way.

Q. Had he a whip?

Hayes. No, not as I saw; he was delivered into the constable's custody, and I went to my work.

Q. Suppose the prisoner had been on the side of the horses as he ought to have been, could he not have stopped the horses?

Hayes. Yes, and have saved the child's life.

Charles New. I am a weaver; I was at work

that day, between three and four in the afternoon, in a two pair of stairs room; I heard a noise by women; I looked through my casement, I saw a cart advancing within seven yards of my window, by the second horse lay a child; the driver was standing in the cart, with his hand on the forepart of the cart; I called out, stop your cart, stop your cart; he stood in the center of his cart, with his face right over the shafts; I thought it was my own child; I saw the wheel go over the child's jaw; immediately I saw a large quantity of blood; I ran down stairs as quick as I could; I saw the cart advancing forward, in my opinion a very great pace; I ran, and called, stop that cart, till I get up to it; then the driver was out of the cart; he had his whip then in his left hand; I got hold of his collar, and said, you villain, you have killed my child, surrender yourself; he said, pray let me drive my team home, then do what you will; I said, you shall not go; I called to the headborough; he came and took charge of him; he was taken to the Halifax Arms; in about two minutes after, a man came in, and said the child was stone dead.

Q. Was it a male or a female child?

New. It was a female child; the prisoner wrung his hands, and said, how shall I face that infant in another world; if my life would pay for it, I would freely give it; it was a neighbour's child.

Michael Alcock. After the cart passed, I saw the child in a woman's hands; the blood spouted out at the right ear; I turned about, and saw the cart going on; I hallooed to the driver, he did not stop; he was got about sixteen or twenty yards on; I set up a run to stop the cart; the prisoner stooped down, and took up a parcel of bricks in the cart, and threw them at the horses; the horses went on as fast as they could; when we stopped his cart, he begged he might drive it home; I said he must not; then he begged somebody else might.

The prisoner said nothing in his defence.

To his character.

Mr. Monk. I am clerk to Mr. Scott, the brick-maker; I have known the prisoner seven or eight years, he works in the brick-fields; I did not know that he was driving the cart that day; he is a very sober honest young lad; he has worked for Mr. Scott about four or five seasons; he is a very humane lad.

Mr. Fairfax. I keep a public-house facing the London Hospital; I believe I have known the prisoner about 12 or 14 years; he used my house all the time he worked with Mr. Scott, he always behaved honestly; he lived with me between five and

and six months about a year ago; I had five small children of my own, he always behaved well to them; I never knew that he ever drove a cart before; he was not employed to drive that cart that day. Guilty of manslaughter. B.

491. (M.) Michael Doyle, otherwise Heydon, was indicted for stealing a cloth coat, and a cloth waistcoat, the property of Samuel Jones; and a cloth coat, value 21 s. and a cloth waistcoat, value 11. the property of Thomas Griffiths, Aug. 13. †

Thomas Griffiths. I am a linendraper in Bridge-street, Westminster. On Thursday the 13th of August, in the evening, I was in Union-street, on the back of Bridge-street; my house goes through to both streets; I heard the cry, stop thief; I saw the prisoner come running; he looked behind him; I saw no body running with him; I jumped cross the kennel, and took hold of him, and asked him what he had done; he said he was going to arrest his master, and the mob was going to kill him; there came some people, who said they were glad I had got him, for he had robbed me. Mr. Smith the constable came; I desired he would hold him till I went to see what I had lost, and I would come again; he was committed by Justice Miller; I went to see what I had lost; I found this bundle tied up behind the garret-door; a coat and waistcoat of mine, and a coat and waistcoat of my son in law's; mine were removed from a two pair of stairs room; there were several other things put together, but I do not lay them to his charge; when we were before the Justice, I found he had but just received his Majesty's pardon.

Jane Ironmonger. I am servant to Mr. Griffiths. On the 13th of August, I was going up stairs, between seven and eight in the evening, to sweep them, I thought I heard a foot going before me; when I was upon the dining-room stairs, I took it to be the girl that belongs to the house; I called several times, and received no answer; I put the oil cloth into the dining-room; after that, I heard a foot go up again; I called again, but no answer; I heard as if it was the rushing of some person going before me; then I ran up stairs within four steps of my own room; I saw my room-door shut too softly, and saw somebody move; I went into the next room to a young man that lay not well; I asked him if he heard Patty go up stairs; he said the cat was there, and desired I would go and turn her down stairs; then I went into my room, and called, but received no an-

swer; I said if she was got under the bed, I would go and fetch her out; (this was upon the dusk of the evening :) I went into the room joining my room, beyond mine, and looked down upon the floor, and there I saw both the legs of a man, out from under the bed; I observed he had brown clothes on; I stood still two or three minutes, and thought it was somebody got into the house, to conceal himself in order to rob the house; I went out of the room, and said to John, my God, John, somebody is got into the house, and under the bed, with intent to rob the house; I ran down and rang the bell; when I got to the bottom, I called the nurse to run and fetch somebody, for a rogue was in the house, and got under a bed; I never quitted the stairs till the person came down; I heard him from the two pair of stairs come padding down; when he came to the bottom, he made an attempt to go out at the street-door directly; I went up to him, and asked him who he wanted; he, in a great agitation, said he wanted one Captain Johnson.

Q. Whereabouts was he when you spoke to him?

J. Ironmonger. He was at the bottom of the stairs; I told him, there was no Captain Johnson lodged in the house, and said, who let you in, you villain, you want to rob the house; he turned round, and ran out as fast as he could, and shut the door too after him; I thought he kept the door fast that I should not come after him; I ran out at the other door, and called stop thief; I saw him running down the street; (it was the prisoner at the bar;) my master came in, and went up and found the bundle.

Q. Are you sure the prisoner is the person you saw in the garret?

J. Ironmonger. I am sure he is; I did not see his face, but I knew him by his clothes; there was no other person running in the street but him till I began to halloo out, stop thief; I insisted upon his not being discharged before Mr. Miller.

Q. Had you told Mr. Miller that a bundle was found?

J. Ironmonger. I believe I did.

John Boulton. On the 13th of August I had been out; returning home, a friend with me went into the prosecutor's house to buy some things; I staid without; I had been there but a short time, before I saw a person shoot out of the prosecutor's house; I heard the alarm, stop thief; I saw the prisoner running; he had brown clothes on, with a red collar; I pursued directly, and called; stop thief; he got into the carriage-way,

I did not lose sight of him till he was taken; after he was secured, I went back to find my friend in the prosecutor's shop.

Q. Did you see any body else run out of the prosecutor's house beside the prisoner?

Boulton. No, I did not.

William Smith. I am constable. On the 13th of August I was sitting in the coffee-room at Guildhall, Westminster, I heard an outcry; I saw the prisoner running, and two people laid hold of him instantly; I came up to him; I heard him say, he was going to arrest his master, and was afraid of being beat, was the cause of his running; he threatened Mr. Griffiths and me too, if we held him; I asked him going along if he had any friends; he said he had no body, he was just come from on board a ship; we took him to Justice Miller's house, he was not at home; then we took him to a public-house, and when we came to the Justice's again, he said his name was Henry Heydon, and that he had lived at Gibson's at Turnham-green, and other places in the city; we sent for people which he mentioned, but none came; at last a woman came, that I suppose to be his mother.

Prisoner's defence.

I was some time ago servant to one Benjamin Johnson; he owed me 45l. I was informed of his being in town, and that he lodged in Bridge-street; I went there to enquire for him on the 13th of August; I asked several people; at last I went into a public-house, and asked a person there; he directed me over to the prosecutor's house; there was a young woman standing at the door; I asked her if one Captain Johnson was there; she said, no; I then asked her if she knew where he lodged; she said, no; in the mean time a person rushed out of the house, and ran by me, and shut the door after him; the mob arose, and I ran to see; then they said I was the person, or one of his accomplices; they took me in custody, and carried me before Mr. Miller; he examined me, and sent me to the Gatehouse on suspicion; there I remained four days, and after nothing came against me, I was bailed out; when Mr. Smith was informed of that, he having seven guineas of mine, which were taken out of my pocket, I went to make interest for that; he got me advertised in the public papers, two guineas reward for taking a person fled from justice; I went to the constable's house, and surrendered myself, and desired to know if any thing was against me; I told him, I insisted upon going before Sir John Fielding, that I might have my

money; I went before Sir John, and was committed to Newgate before I knew where I was.

Smith. I searched the prisoner, and took seven guineas; a 5s. 3d. and 2s. 6d. out of his pocket, and was ordered to keep it; when the prosecutor had been at Mr. Miller's, and given an account he had found a bundle of clothes done up by the prisoner; Mr. Miller desired me to go to the Gatehouse, and give the prisoner his money, but I said I would keep it till he was farther examined.

For the prisoner.

Eleanor Wheeler. I was Justice Miller's servant; I saw the prisoner about ten minutes before he was taken; there was a poor woman playing on music near my master's door, and he gave the poor woman a penny; the woman had two children; this was near Mr. Miller's.

Q. How far is Mr. Miller's from Mr. Griffiths's house?

E. Wheeler. It is a good considerable way distance; he lives in the Broad Sanctuary near the chapel.

Q. How was he dressed?

E. Wheeler. He was dressed in a brown suit of clothes, turned up with red.

Q. How came you to remark him so particularly?

E. Wheeler. Because he gave the poor woman a penny; the Sunday after, I had some conversation with Mr. Griffiths's maid; she told me she never saw him till she saw him at the door; she said there were two fellows rushed out, and she could not swear she saw him in the house.

Q. Have you any connections with this man at the bar?

E. Wheeler. No; I never saw him in my life; till I saw him give the woman a penny at the door; the maid said her master insisted upon her swearing to this man.

Prosecutor. I never did, upon my oath.

Q. to Ironmonger. Had you this conversation with this evidence Wheeler?

J. Ironmonger. I never set my eyes on her before I saw her attending about the court, to my knowledge.

Q. to Smith. Did you see Wheeler when you had the prisoner in custody?

Smith. I believe I saw her at Justice Miller's, interceding for the prisoner.

Q. to Wheeler. Have you been with the prisoner since he was at your master's?

E. Wheeler. I never saw him since he was brought there till now.

Q. Hav

Q. Have you had no message from him?

E. Wheeler. No, I have not, I know nothing of him, nor any body that belongs to him; I mentioned this to the constable, and the prisoner's friends heard me speak it, and they insisted on my coming here to speak the truth.

Q. to Ironmonger. Did you ever say you never saw the prisoner till you saw him at the door?

J. Ironmonger. No, I never did; I never saw that evidence till I saw her attending about the court; she has not opened her lips to me, but looked and leered at me very often.

Q. Did you ever say there were two people rushed out of the house?

J. Ironmonger. No, I never did.

Q. Did your master ever press you to speak more than you could, concerning the man at the bar?

J. Ironmonger. No, he never did.

Prosecutor. I never pressed her to swear; I never asked her a word about it till we were before Sir John Fielding; the prisoner's mother lives somewhere towards St. Giles's; she has applied to me several times not to hurt him; I was so far from pressing my servant to swear, that I sincerely wished he would have ran away, that I might never see him more. Guilty, T.

See him tried, N^o 44, in this Mayoralty; and see him in the trial of Mallet and Hull, N^o 273, 274. He was cast at Hicke's-Hall for transportation in June Sessions, and had but a few days received his Majesty's most gracious pardon.

492, 493. (L.) Isaac Hull and Thomas Bowers were indicted for stealing 2000l. in money, the property of Abel Smith and Renée Payne, March 9. †

Bowers pleaded guilty.

Mr. Fisher. I am clerk to Mess. Abel Smith and Renée Payne, bankers in Lombard-street; there was 2000l. in guineas, half guineas and silver, packed up on the 9th of March; Bowers was present when it was packed up; it was given in charge to him to carry to the Nottingham carrier, to forward it to Nottingham; it was put in four bags and put in a box, and I delivered it to Bowers to carry it to the George Inn.

William Carnaby. Upon missing this money, I went to Hull's lodgings, and found 290l. in an old stocking.

John Airey. I was sent in pursuit after Bowers and Hull to Jamaica; Hull was in prison before I got there.

He produced a paper, with the confession of Hull, taken before a magistrate in Jamaica, which he deposed was taken voluntarily and freely, without any compulsion, wherein he confessed that he and Bowers opened the box, and took out the four bags of money; that he left part of it with his wife; then they took a post-chaise for Portsmouth, and from thence went to Jamaica. Guilty, T.

494. (L.) Joseph Payne was indicted for feloniously and carnally knowing and abusing Mary Brand, spinster, an infant under the age of ten years, Aug. 6. †

Hannah Burch. I live by the Seven-dials, but I was at my brother's house, named Richard Brand, in Somerset-street, by Whitechapel; his wife was ill; he was upon letting the house; they lived in a public-house; he is a barber, the prisoner is his apprentice; the house is opposite that public-house. On the 6th of August the prisoner was ordered to carry drawers and things over to that house; I sent the child Anne Brand over to that house, to Mary her sister, to know the reason of her staying; Anne is near eleven years of age; the day after, she told me her sister Mary was ill: an acquaintance of mine called to see me the day after; when we were at tea, she said to Anne, how do you do, when will you go into the country; Anne said, something ails my sister, she is very bad; upon that, I took Mary, and examined her; I was very much frightened, her parts were very much hurt; this was on the eighth.

Q. How old is Mary Brand?

H. Burch. She is eight years of age; a surgeon examined her on Tuesday the 15th; I told my brother of it the day I examined her; we took the prisoner before my Lord-Mayor; the child was asked why she could let the boy serve her so, and not cry out; she said she did cry out, and he stopped her mouth, and said, if ever she told of it, he would whip her till the blood run at her heels; this was on the 10th; the prisoner was by at the time, he denied it.

Q. How did the parts appear when you examined her?

H. Burch. They appeared swelled, and to be torn; there was a great running; I observed it very much on her linen.

Q. Did you see any blood?

H. Burch. No, I did not, she kept it from me, she said because the prisoner had promised to give her some halfpence to buy some doll's clothes.

Richard

Richard Brand. I am father to the child ; I first heard of this on Saturday the 8th, from my sister ; I did not examine the child then ; the child and I lay together that night ; I examined her in the morning very closely ; I found her linen and the sheet in a very bad condition ; I looked upon it that somebody had been concerned with the child ; I spoke to her in a very soft mild manner ; I said, child, somebody has been doing you an injury, do not be frightened, tell me the truth, and you may depend upon it I shall not do you any harm ; she said the prisoner threw her down upon the bed, and said, Polly, my dear, if you will let me put my d—le into your e—y, I will give you all the money I can get to buy you some cherries ; she said he lay upon her a considerable time, and hurt her very much, and she tried to cry out, but he stopped her mouth with both his hands, so that she could hardly fetch her breath, and afterwards if he told, he threatened he would whip her till the blood ran down her heels. On the Monday the surgeon was going by the door, I called him in, and told him the child said she had been injured by my apprentice ; he examined her, and he is here to give the court an account of what he observed. I took the prisoner up, and took him before my Lord-Mayor, and they were separately examined.

Anne Brand. I believe I am between ten and eleven years old.

Richard Brand. She is eleven years old.

Q. to A. Brand. Do you know it is a bad thing if you do not tell the truth ?

A. Brand. I know it is a very bad thing, I will tell the truth.

She is fourteen.

The last Part of these Proceedings will be Published in a few Days.

Court. Now you have promised to tell the truth.

A. Brand. My sister is Mary Brand, she is eight years old ; my aunt sent me over to the other house on a Thursday about eleven o'clock, to see what Joe was about, as he staid very long ; I went over, and peeped through the crack in the garret, the door was shut.

Q. Was it locked ?

A. Brand. No, I pushed, and it opened a little, just to see through the crack ; I saw the sweep of my sister's petticoat upon a chair, and I saw something white like his shirt, I thought I saw the fore-part of it as I went into the room ; he was standing up with his back towards me ; my sister took up a box with some things in it, and he snatched it out of her hand ; I said to my sister, why did you not send Joe down ; he snuggled down stairs as fast as ever he could.

Q. Had he his clothes on, when you went first into the room ?

A. Brand. He had ; the next day we had half a holiday ; I said to my sister, let us go up into the garret to play ; we did ; she wanted to make water ; she said, I cannot make water ; I said, what is the matter ; I looked, and saw her private parts were all like a yellow ribbon ; I said to her, you cannot think what a deal of nasty stuff there is ; said she, never mind it ; I told my aunt of it the next day.

Thomas Brand. I am seventeen years of age ; I am a cousin ; I lived at the public-house ; the prisoner was taken up, and before my Lord-Mayor he said I was in the room all the time, but I was not, I was in the public-house.

THE WHOLE
PROCEEDINGS

ON THE
KING's COMMISSIONS of the PEACE,
OYER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY

FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 9th, *Thursday* the 10th, *Friday* the 11th, *Saturday* the 12th;
Monday the 14th, *Tuesday* the 15th, and *Wednesday* the 16th, of SEPTEMBER.

In the Seventh Year of His MAJESTY's Reign.

Being the Seventh SESSIONS in the MAYORALTY of

THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.

LORD-MAYOR of the CITY of LONDON.

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THE WHOLE
P. R O C E E D I N G S
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Continuation of the Trial of Joseph Payne.

William Toleman.

I Am a surgeon; I examined the child on Monday the 10th of August, as near as I can recollect between three and four in the afternoon; I found her much lacerated and torn; she was in a very deplorable condition, and could hardly stir about without crying out; it appeared to me beyond a doubt she had been injured, but I could not determine by who.

Q. How injured?

Toleman. I believe she had been penetrated, and carnally known; I examined her as strictly as possible in the presence of her aunt; I have reason to believe there was some venereal taint.

Q. From what do you form your judgment?

Toleman. We judge from the discharge frequently; I believe it certainly was so; I treated it as venereal; the child has been under a slight course of salivation for ten days.

Q. Was the prisoner examined as to that?

Toleman. He was, after he was at the Poultry Compter; I myself examined him; he had a little of it, but I have reason, from some circumstances, to believe he had been solately, and was so at the time of the injury given.

Q. How long after the time he was taken up was it you examined him?

Toleman. I believe it was six or eight days after he had been before my Lord-Mayor.

Q. By what circumstances do you judge?

Toleman. There was a number of ugly livid blotches about him, many upon his legs, some on his arms, and upon different parts of his body.

Q. What other circumstance?

Toleman. I not only was convinced by this, but it appeared there had been a running a few days

before from what I saw, because the inflammation had not already subsided from the corrosive discharge.

Q. Can you venture to say, from these appearances, with certainty, that this lad had had the venereal taint?

Toleman. I think I can venture to affirm it for a certainty; and, in my judgment, I do believe the child had been penetrated.

The child examined, but not upon oath.

Q. How old are you?

Mary Brand. I am eight years old.

Q. How came you so ill, who hurt you?

M. Brand. ~~He~~ *Joe* did.

Q. Where was it he hurt you?

M. Brand. My b—y.

Q. In what room?

M. Brand. In the garret.

Q. How did he hurt you?

M. Brand. He put his d—le into my b—y.

Q. How came you to let him do so?

M. Brand. He said he would give me some money and some cherries.

Q. Who was in the room at the time?

M. Brand. There was no body but him; I was put down on the bed.

Q. How came you not to tell of it?

M. Brand. He said he would whip me if I did.

Q. Did you tell any body of it?

M. Brand. I told my sister of it.

Q. Was any thing the matter with you?

M. Brand. Yes, a running, Sir.

Q. When did you first find it out that you was ill?

M. Brand. When I made water.

Q. How soon was that after you was hurt?

M. Brand. I believe it was the next day.

Q. Had

Q. Had Joe ever meddled with you so before?

M. Brand. No.

Q. How came you not to cry out?

M. Brand. He stopped my mouth with his hand.

Q. Did any body else hurt you but Joe?

M. Brand. No, Sir.

Prisoner's defence.

I protest I never had the venereal disease in my life, these blotches were occasioned by the itch.

Q. to Toleman. Could the blotches be the effect of the itch?

Toleman. The blotches occasioned by the itch are not like these, there is a material difference.

Q. Could that of a running have happened in consequence of so recent an injury given but the day before?

Toleman. The discharge of a recent injury, is very different in colour from that of a longer time; the shift was as if it had been dipped in something of the buckram kind; I have seen some others very bad, but I never saw any so lacerated as this child.

Prisoner. I am innocent as the child unborn; the father has instilled these notions into the child's head; he stood behind her, before my Lord-Mayor, and told her what to say: there are other lads that resort there besides me; the mother of the child packed up the bed; I took and carried it over, and threw it down in the shop; my master came over, and desired me to make haste; the child was not there when I carried it up. Guilty. Death.

495. (L.) Sarah Hinks was indicted for stealing a silver watch, value 21 s. the property of William Avis, Aug. 24. †

William Avis. I live at Ingrave, near Brentwood, Essex. This day three weeks I was at the Half-moon tavern, Aldersgate-street, between two and three o'clock; I had a young woman with me, that I met with at the upper end of Petticoat-lane; I never saw her before; I called for a pint of beer; she asked me whether I would tip her a shilling; I told her I would have nothing to say to her; then she asked me to give her a pint of wine; after drinking a glass, she fell to kissing and hugging me pretty much; then she said she wanted to go out; she went out; and I never saw her for a week after; I sat a while after she was gone, thinking about my business; then I went to feel for my watch, and I had lost it; then I went to the house where I first found her, and left word, if she would come to me, and let me

know where my watch was, I would not meddle or make with her; she would not do that; I after that found out where she lived, and sent some of Justice Fielding's men to take her; then she offered to let me have another watch; I would not take that; I never got my watch again.

Q. How do you know she had your watch?

Avis. I had it twice in my hand when I was with her, and no body else was in company with me but she.

Prisoner's defence.

I do not know any thing about the man's watch; he came into a house where were a good many girls; he asked me to drink, and was so troublesome, I took up his pint and drank; he called for another pint; he said he was going as far as Smithfield, I said so am I; we went in at a tavern in Aldersgate-street, we had some wine; he pulled and hauled me about, I could not stay with him. Guilty. T.

496. (L.) Jonathan Park was indicted for stealing two guineas, the money of John Graham, June 26. †

John Graham. I drive the Halifax waggon, belonging to William Beal; I went to bed at the inn, the White Bear, Basinghall-street, on the 25th of June, about eleven at night; the prisoner went to bed at the time, he is the boot-catcher there; there are two beds in the room; he lay in the other bed, I believe he was in bed ten minutes before me; he saw me undress myself; when I had my breeches in my hand, I pulled out my purse; I had nothing but three guineas in gold, and 7 s. in silver in it; I put it in my breeches again, and buttoned it, and put it under my pillow, and went to bed; I believe I was asleep in two minutes; I left the candle blazing by his bed-side; I awaked about four, and saw he was out of bed; my breeches were removed from under my bolster and pillow, and I found my purse not in the situation I had put it; I had tied it in a knot, and doubled it up, but I found it not so; I jumped out of bed directly, and found there was nothing in the purse; I ran down stairs after I had got my clothes on, there was the prisoner standing by the gate; I said, d—n thee, what hast thou been doing; he said, what is the matter; I said, thou knowest what the matter is; I told him what I missed, and said he must have taken it; he said he had a person bound in a bond of 200 l. for his honesty; I told the master of the inn that I went to bed with that man, and all my silver and gold was gone out of my pocket, and I have

have a great suspicion of him; he asked how much I had lost; I said between 3 and 4l. he said, hold your tongue, and I'll come down; he came down, and said to the prisoner, what business had you in that room; have I not discharged him from lying in that room; said the prisoner, I wish I had laid on the dunghill, or any where; then he said to me, I have two guineas, if they are thine, thou *shalt* have them; he opened his box; the landlord said, thou fool, if thou hast the two guineas, thou *woulst* not lay them there; then he said, waggoner, be not afraid; here is a man bound in a bond for 200l. for his honesty; then he went out into the city, and came back again, and said nothing to me, nor I to him; then I went to him, and said, Mr. Collier, is there nothing to be done; he said, hold your tongue, they will be here presently; still nothing was done; then I began to be angry; I said it is very hard money should be gone out of my pocket, and no account of it; then he said, waggoner, come here; he took me into a room among some gentlemen, and examined me; I told him what I had spent upon the road; then he attempted to cast up my account; they sent me out of the room, and called in the prisoner, and examined him; in about an hour they called me in again, they were drinking punch; they said, come, waggoner, drink; they asked me again, what I had taken and spent; I told them over again; then the landlord said, gentlemen, I will make it appear this man has lost nothing at all, he is a d—d scoundrel and a villain; he said to me, I will send Justice Fielding's servants for you before you go out of my yard; he put the prisoner to hold the door; there they kept me two hours, till my horses came into the waggon; then he swore to me, I'll knock your head off, thou art a villain; a gentleman said, hold your tongue, Collier; then he said again, gentlemen, I will make it apparently appear this man has lost not a farthing.

Prisoner's defence.

I never saw no money that he had.

He called Henry Collier, who said, according to the account the prosecutor had first given of his expences, and what money he received, he could not have lost any thing; he, Mr. Colfield, Mr. Wade, Mr. Fielding, Mrs. Ezard, and Mr. Meeking, all gave the prisoner the character of an honest man. Acquitted.

497. (L.) Anne Walker was indicted for stealing four cheeses, weight forty pounds, the property of Samuel Brisfal and Thomas Manly, Sept.

6. † Samuel Brisfal. I am a cheesemonger, in part-

nership with Thomas Manly; the prisoner came last Sunday night to wash at my house; when the maid went to bed, the prisoner desired to sit up, to get things in proper order; I was called up between twelve and one by the constable of the night; I found the street-door open, and the prisoner and four cheeses upon the steps, and the constable and a watchman by her; I knew the cheeses to be our property by a mark on them; they were taken out of the cellar, where the prisoner must have gone to fetch the washing-tub.

James Morris. I live in Coleman-street. Last Sunday was se'nnight at night, I, my wife and family were in bed; the prisoner came and knocked at my door, and called (I knew her voice; she said she had something for me; (this was pretty near twelve;) I said, what it is a cheese, said she; I fell asleep, and took no more notice of it; she came again, and called Mrs. Morris; I said, what do you want; said she, I want your wife; my wife got up, and opened the door; the prisoner brought in two cheeses; my wife said, Lord bless me, how came you by these! I got a light; the prisoner was gone out; a little time after she came again with two other cheeses; I demanded to know of her where she had them; she said, indeed I came honestly by them, Mr. Williams gave them me, and desired me to say nothing; Williams is a porter at the prosecutor's shop; I said, I will see him; she took up three of them; I overtook her at the end of the alley, and gave her the other; she dropped one of them; I took it up, and gave it her; she went and crossed to Mr. Brisfal's shop; the watchman was near, he saw her strive to unlock Mr. Brisfal's door; then the constable and I went over to her; we knocked Mr. Brisfal's maid up; after that he came down, and she was sent to the Compter.

Prisoner's defence.

I was a little in liquor, and never did the like before; I am very sorry for it. Guilty. T.

498. (L.) William Territt was indicted, for that he, on the 21st of January, about the hour of one in the night, the dwelling-house of John Clark did break and enter, and stealing four gold watches, value 40l. three silver watches, with metal and fish skin cases, value 15l. 15s. sixteen other watches made of silver; seven other watches, the outside metal, value 15l. six silver watch-cases, value 30s. one 36s. piece, one 27s. piece, and a guinea, the property of John Scott, in the said dwelling house of John Clark. †

John Scott. I am a watchmaker, and live in Gracechurch-street; my shop is part of the dwelling-

ing.

ing house of John Clark; it is on the ground floor, taken out of his dwelling house, divided by a partition cross the shop; it is quite separate from the house; they have no communication with my shop, or I with theirs: on the 22d of January I came to my shop, and found the door broke open, and I found a cupboard and desk broke also, on examining I found the box of watches, containing about thirty new, silver, plate, and money, to the full value of 100 l. all gone; I made application to my Lord Mayor and Sir John Fielding; and after the necessary advertisements and hand bills, which were repeated upwards of a month, nothing led to a discovery till the 24th of April; then a person in court came and told me, he suspected there were some of my watches altering and defacing, in order to be disposed of; I got a search-warrant, and searched Josiah Burroughs's apartment; there was nothing tending to a discovery, till we happened to light of this little memorandum-book, (*producing one*;) here is an account of eleven watches, to four of which stands the names and numbers of those which I lost; we took the man before Sir John Fielding; he refused to give an account of his employer; we did not take the prisoner till about a fortnight ago; then, before my Lord-Mayor, he said the watches were his own.

Henry Buckley. I am a watch-gilder. On the 24th of April, Mr. Burroughs came to my house, with the name, plate, and silver middle, in Bridge-water square, which had a fresh name put on them; I said to Mr. Burroughs, it is my opinion this is one of Mr. Scott's; (he brought them to regild;) no, said he, I believe that marked with the letter B, was Mr. Scott's; (that I never saw;) I said, it is a pity Mr. Scott should labour under what he does, he is spoke very ill of, as though he had not been robbed at all; I said, if it would not affect you, I would let him know; he said no, it would not affect him, for I have nothing but what I work for of him; he said, what harm can there be in it, for I save all the original names and numbers they now stand in; then I let Mr. Scott know of it.

Q. How many watches did he then speak of?

Buckley. He meant as many as had come into his hands; this was spoke in my shop before my apprentices.

Josiah Burroughs. I am a watch-finisher; the prisoner at the bar brought me eleven watches to clean, this was about February and March; I was to alter them, and take out the names and numbers.

Q. What is the prisoner?

Burroughs. He is a watch-engraver; I took the names and numbers out, and delivered them to him again; he had them engraved afresh; I have the account of what the names were; I put them down in this memorandum-book here produced; he came for them again to have fresh names and numbers put on them; then he brought them again, and I got them gilt, and some I know he got gilt by another person; I got Mr. Buckley to gild some, I do not know who gilt the others; he gave me 6d. each for doing it; I challenged him with doing one named Bradford, (a man who finished that for Mr. Scott;) I had worked upon that watch; the prisoner said that watch was his own; I knew the watch, but I did not hear of Mr. Scott having any loss till I was informed of it that morning; I said, this watch is my own finishing, it is made up by Mr. Scott in Lombard street.

Q. How long have you known the prisoner?

Burroughs. I have known him nine years; they put me to prison because I would not tell who I had them of.

Q. Why did you not tell?

Burroughs. Because people told me they could not hurt me, as I had served seven years to the trade; and if I did not tell, they could go no farther; I did not tell for about a day and a half, then I informed Mr. Scott.

Q. Is it not a common thing in the watch trade to change the name and number, in order to palm bad watches for good ones?

Burroughs. Sometimes it has been done.

Q. Is there not an Ellicot or a Graham on some that are not of much value?

Burroughs. I believe there may.

Q. Are there not thousands of watches come from Jamaica with names put upon them here?

Burroughs. There may.

Cross Examination.

Q. Did you not at first say you had them of one Jones?

Burroughs. I did, that was by the prisoner's order; he said, if I said I had them of one Jones, they would not find it out who the person was I had them of.

Francis Smith. I am a pawnbroker; I can only tell the names and numbers of some watches that the prisoner at the bar brought and pledged with me; there was a gold one, name Anthony Praty, N^o 1602; a ditto, Richard Hallam, N^o 5003; a silver one William Talmer, London, N^o 6408; one Peter Threlkill, London, N^o 2685; one Lory, Paris; and one Samuel Hornby, 4681;

the four last, I apprehend, were all silver; they were brought, one the 5th of February, another the 18th, another the 25th of March, another the 26th, and one the 8th of April, and the last the 14th of April.

(The book found at Burroughs's house produced.)

Scott. *(He takes it in his hand.)* Here are four, among which here is one name Matthew Hill, another Alexander Mitchelson, N^o 193; another John Bradford, 532; and one George Munroe, N^o 50, all metal ones; these are all I can swear to that are in this book; against Mitchelson is William Tomlin.

Q. to Burroughs. Can you tell when you altered the name of Mitchelson to Tomlin?

Burroughs. I had them all from the prisoner in February and March, and the beginning of April.

Note, The book contained the names and numbers of watches which he had taken out, and the other names put in on several watches.

Prisoner's defence.

I served my time to a branch in the watch business, and I had two legacies left me, which enabled me to make up watches, these were all my own property; I never gave Burroughs any watches to alter the names.

Q. to Burroughs. You hear what the prisoner says.

Burroughs. These watches in my book the prisoner brought to me, to alter the names.

Q. Is there any body here that can give any account of the prisoner bringing them to you?

Burroughs. I lived in Allen-street, and when I lived at the corner of Ball-yard, my landlord can make it appear he has seen the prisoner come to me several times, and my wife can prove the same.

(The wife and landlord were sent for.)

Mary Richards. My husband is not at home; Josiah Burroughs lodged at our house above twelve months.

Q. Did you ever see the prisoner come to Burroughs's apartment?

M. Richards. To the best of my knowledge, I have seen him go through my house to his room.

Q. How many times do you think?

M. Richards. I really cannot tell how many times.

Susanna Burroughs. I am wife to Josiah Burroughs; I have known the prisoner twelve months; he has come to our room several times, to bring watches to clean and do something to.

Q. Do you know what your husband did to them?

S. Burroughs. That I do not know.

Prosecutor. We took Burroughs on Saturday the 25th of April, and he told us he had the watches of the prisoner; on the Monday following I advertised the prisoner, two guineas reward for taking him, from the 26th of April; and we have been at his house, and all places where he was supposed to be, but never could find him till September the 1st.

The prisoner called Samuel Howard, a cabinet-maker at Bethnal-green; James Andrews, on Saffron-hill; Elizabeth Nicholls, of Bunhill-row; John Woodward, a watch-finisher, Noble-street; Stephen Brian, a watch-finisher near Temple-bar; William Earnshaw, a watch-movement maker, Aldersgate-street; William Fijb, a watch-engraver in Old-street; Thomas Stead, Ironmonger-row; and John Clark, a shoe-maker in Cloth-fair, who all gave him a good character. Guilty of felony only. T.

499. (L.) William Tillet was indicted for stealing ten yards of silk ribbon, value 5 s. the property of Martin Tullett, July 27. †

John Taylor. I was at the Swan tavern on Fifth-street-hill on the 27th of July. between nine and ten in the evening, the prisoner offered some ribbon to the cook and the bar-maid to sell; I said, I doubted he stole it; he said his father was a ribbon-weaver, and he gave him a piece of ribbon every day to sell; I took it out of his hand, and asked him what he was; he appeared by his clothes like a bricklayer's labourer; he said he was a hod-boy; I asked him who he worked for; he said, for a person in Abchurch-lane, whom I knew; I sent for him, but he was gone to bed; the maid told me, if I would go to the George in East-cheap, there were some of his servants; I went; they said he had worked there, but they had turned him away for being a bad boy; then I charged the constable with him, and sealed the ribbon up in a paper, and gave it to him; then the prisoner told me he stole it in the Borough, in Mr. Tullett's shop, opposite St. George's church; he begged for mercy, and said he was starving; but upon searching him, there was a groat or five-pence found in his pocket.

Mrs. Tullett. The prisoner very frequently came to our shop in the Borough, and asked to see some ribbons; he has bought some several times; we shewed

shewed him two boxes, on the 27th of July in the evening; when he went away, the shop was shut up immediately, and we did not miss any thing that night; this gentleman, Mr. Taylor, came in the morning with a piece he had cut off, and asked if we had any to match that; we looked, but could not find it; (*the ribbon produced in court;*) this ribbon and another piece were taken out of the box over night, it is our property.

Prisoner's defence.

I picked up the ribbon in the street. Guilty. T.

500. Hannah Wright was indicted for stealing a thickset coat, a waistcoat, a hat, and a pair of breeches, the property of William Vince, Sept. 1. *The prosecutor did not appear. Acquitted.*

501 502. (L.) Elizabeth Jones was indicted for stealing 1296 yards of worsted binding, value 4 l. the property of Joshua Warne; and Thomas Holythorne for receiving the same, well knowing it to have been stolen, Aug. 28. †

Joshua Warne. I am a weaver and warehouseman in Newgate-street; I was informed there were goods selling cheaper than they could be made, and they were suspected to be my goods; this was the latter end of July, or the beginning of August; I was shewed the shop in West-street, near Spitalfields-market, the man's name Simpson; there I saw some worsted quality-binding; I bought six yards, at a halfpenny a yard; upon the corner of a shelf I saw three large rolls, about eight or nine inches over; I desired to look at them; he reached them down; I was confident they were my goods; he told me if I had come two hours sooner, I should have seen the man he bought them of, but he had bought a great many at various times of Mrs. Jones; these people appearing very open and honest, they told me they bought them at a farthing a yard, and sold them at a halfpenny, the common price is a penny; I wanted to find out the thief; I said if they would assist me, no harm should come to them; they told me, the man called himself the maker, and lived in Petticoat-lane; I enquired, and found this Simpson bore a good character; I employ a great many work-people, more than I know their names; I enquired of my people, if they knew one Mrs. Jones; they said, she is an impudent creature, and lives in Greb-street; I went to Simpson's house, and his wife went with me, and we went and found Mrs. Jones; we took her to Wood-street Compter; she confessed she had taken bindings of mine, and

carried them to Holythorne to sell. It appears by my books she did work for me.

George Simpson. I live in a sale-shop in Spitalfields; I bought some pieces of binding of Holythorne on a Saturday, about two months ago; I bought of him three times in all, for 18 d. a piece, and sold them again at a halfpenny a yard.

Prosecutor. They will vary half a yard; they are betwixt 35 and 36 yards in length; they are all alike in point of length.

Simpson. Here is a parcel I bought of Jones for the same price; (*six rolls produced in court.*)

Prosecutor. These are my property, I found these at Simpson's; after that, Simpson told me of twelve more that he bought of Holythorne, which were put to dye; Simpson went with me to Montague-cloze, to a dyer's, where we found them, and brought them away; (*produced and deposited to.*)

Simpson. Holythorne told me he was the maker of them, and he cut them out of the loom, being a poor man, to make a little money; I bought all these pieces of him.

Anne Simpson his wife confirmed the account he had given.

Elizabeth Doubtwade. I had a little business with Mr. Simpson; while I was there, Mr. Holythorne came in with a few bindings; Mr. Simpson scrupled them; he said he was the real maker, and was forced to cut them out of the loom for ready money; I bought a piece of Mr. Simpson.

Prosecutor. Holythorne declared before my Lord Mayor, he had these goods of Mrs. Jones; he said he had had but a very little profit in the selling them; that he sold them for Mrs. Jones, and kept something for his trouble; after that, I was told by the keeper of the Compter, if I would go to Mrs. Jones, she would tell me all; I went to her; she told me she had stole these goods out of my warehouse as often as she could, at four or five pieces at a time, when my men's backs were turned, and that she had a pocket for that purpose; and by Holythorne's and her account, I suppose I have lost an hundred pieces; Holythorne owned he had sold six pieces to a chandler's shop in the I and of Promise.

Jones's defence.

When they took me they found nothing upon me; when I was in the Compter, he said if I would confess the truth, he would leave me to God and the mercy of the Jury; I told him I sold sixteen pieces to Holythorne, and never saw a halfpenny piece for them.

Holy-

Holythorne's defence.

About three months ago, Mrs. Jones came to me, and said she could put a shilling in my pocket; she said they were bindings for women's wear, and said they belonged to one Williams, that was arrested and in the Marshalsea prison; I knowing her many years, took them, and sold them for her; I had no more than 2 s. 8½ d. for all I sold.

For Holythorne.

Elizabeth Holythorne. I am sister to the prisoner; I have known Jones a great many years; about a week before Easter, she came with several pieces of binding in her lap, and said she wanted to dispose of them for one Williams, who was in prison, starving; I think I can swear I saw nine or ten pieces; she came several times. Jones guilty. T. Holythorne guilty. T. 14.

503 (L.) John D. Cretin was indicted for stealing a mahogany tea-chest, a silver table-spoon, six silver tea-spoons, and a tea-strainer, the property of Elizabeth Thompson, spinster, July 11. ‡

Charles Sermon. I live in Wine-office-court, Fleet street. On the 11th of July a mahogany tea-chest was stolen out of my house, which contained six silver tea spoons, a silver strainer, and a table-spoon; I advertised them, and they were brought to me by Mrs. Kingman.

Elizabeth Kingman. The prisoner lodged in my house; coming home from market on the 11th of July, I asked him if he had any rent for me; he pulled out five tea spoons, and asked me if I would have them; I said I did not want them; then he pulled out a large spoon and strainer; I told him I did not want them; then he asked me if I would have a large mahogany tea-chest; he opened it, and shewed it me; I said I did not want it; he desired I would let it stand at my house a few days; I said, no, it should not; he desired me to take the large spoon and strainer till he brought me my rent; I took them and brought them home, and shewed them to Mr. Kingman; he told me to keep them till they were advertised, suspecting they were stolen; when I found they were advertised, I carried them to the gentleman's house.

Elizabeth Thompson. Here are three letters upon the spoon and tongs, (holding them in her hand) they are my property; they were in the tea-chest with the other small spoons.

Prisoner's defence.

If I had known these things to have been stolen, I would not have exposed them to Mrs. Kingman; the man that owned them sat in the tap-room, and she would not go to look at him; I told her,

I had them of a tenant that wanted to dispose of them.

E. Kingman. He said he had them of a captain of a ship, that had stopped them for a passenger's passage; I never knew he had a tenant.

He called Margaret Ferguson, Sarah Quin, John Perkins, and Eleanor Eagan, who said they knew no ill of him. Guilty. T.

504. (L.) James Cunningham was indicted for stealing a linen handkerchief, value 10 d. the property of Richard Shipley, Sept. 5. ‡

Richard Shipley. On last Saturday I went into Smithfield, to look at a horse at the stable at the Bear; I found he was sold; then I went to see the sea-lion, as painted, where it was for a show; I believe I had not stood there above two or three minutes, when a gentleman stepped up to me, and asked me if I had lost any thing; I felt in my pocket, and said I had lost my handkerchief; then he pointed to the prisoner, who was walking with three others, and said that man had taken it; he was about 30 yards from us; I was unwilling to follow him; upon which another gentleman stepped up, and offered his assistance; then we all three went; he was secured by the gentleman that offered his assistance, named Mr. Ware.

William Ware. Mr. West told the prosecutor he saw the prisoner pick his pocket; I said, if he chose to go after him, I would go and assist; we went all three, and overtook the prisoner by the hay-carts; he ran round the cart, and I ran the other way, and met him, and took him by the collar, and asked him if he had not a handkerchief that was not his own; he said he had just picked one up and delivered it to me; Mr. Shipley said it was his, and desired me to take it in my possession, which I have ever since; (produced and deposed to by prosecutor.)

Thomas West. I was standing just behind Mr. Shipley; there were the prisoner and three others; the prisoner got quite close to Mr. Shipley; I saw him put his hand into Mr. Shipley's right-hand coat pocket, and take his handkerchief out; then they all four turned back, and went towards the hay-carts; I went and told Mr. Shipley; then Mr. Ware offered to go with us; we went; they perceived us coming after them; the other three ran down towards Cow-crofts; the prisoner turned to go Long-lane way, and Mr. Ware stopped him; we challenged him with the handkerchief, and he produced it.

Prisoner's defence.

I found it lying at the end of a cart.

William Mead. I have known him fourteen or fifteen years, and never heard any thing dishonest by him. Guilty. T.

506. (M.) *George Cades* was indicted for stealing four live hens, value 6s. and one live cock, value 18d. the property of John Pye, Sept. 18. †

John Pye. I am a farmer in Marybone parish. On Tuesday night last I lost four pullets and a cock, very remarkable ones; I had seen them about the yard the day before; the next morning I was informed a man was taken up with five fowls; I went and found the prisoner and fowls at the watch-house; they were my property.

John Pemberton. I am a watchman in Marybone parish; after I had called one o'clock on Wednesday morning, I got into my box the corner of Cavendish-square; I heard some talk, I sat still; as soon as the prisoner and another came to my box, I pushed out, and asked him what he had in his pack; he said he had been at his mother's, and had got his own things; (he is a soldier;) I said, if you will not tell me what you have here, you are my prisoner, and shall go along with me; when we got to the top of the square, he said, d—n my blood, I will go no farther; the other man ran away as fast as he could; I called my brother watchman, and we got the prisoner to the watch-house, and found four hens and a cock upon him, which the prosecutor came and owned.

Prisoner's defence.

I had been to Lisbon-green, to carry my foul linen to be washed; coming home much in liquor, I lay down to sleep till about one; it rained very hard, and awaked me; I got up; there was a man asked me what it was o'clock; going by some timber, there lay this sack; I took it up, and found there was something in it; I flung it cross my shoulders, and going home I was stopt in Cavendish-square. Guilty. T.

507, 508, 509, 510. (M.) *James M'Dowel* and *Joseph Howard* were indicted for stealing six shirts and four pair of stockings, two neckcloths, two cotton handkerchiefs, and a linen ditto, the property of Nicholas Wilmot; a bays petticoat and a pair of stays, the property of Mary Anne Wilmot, spinster; and *Elizabeth Johnson* for receiving the stays, two shirts, three pair of stockings, a pair of thread hose, and a linen handkerchief; and *Sarah Nash* for receiving the residue of the said goods, well knowing them to have been stolen.

Nicholas Wilmot. I am a shoemaker in Pennington-street; last Monday night, or Tuesday morning, I was robbed of six shirts, four pair of stockings, a handkerchief; my wife can give a better account of them than I can; I went to Rosemary-lane, and told the people I had lost such things, and desired the people that brought such, might be stopped; there came a young man to me on the Wednesday, and gave me some account of the prisoners; I went to the Blakeney's Head, there were the two men at the bar, with each a handkerchief of mine about their necks; I challenged them; Howard took that off his neck, and gave it to M'Dowel; we took them to the Bench of Justices; M'Dowel said the handkerchiefs were his property.

Mary Wilmot. I am wife to Nicholas Wilmot; the things mentioned were lost out of our shed; we found two of the handkerchiefs on the necks of the two men at the bar; four pair of stockings and two shirts I found in Sarah Nash's lodgings.

Mary Anne Wilmot. I found my petticoat upon Sarah Nash, and my stays were found under Johnson's bed.

James Bird, an officer, produced the things found, and *Thomas Spencer*, another officer, produced the two handkerchiefs taken from the mens necks (deposed to by Mrs. Wilmot.)

M'Dowel's defence.

I tumbled over these things in Ratcliff-highway, and I picked them up and carried them home.

Howard's defence.

M'Dowel had given me the handkerchief not five minutes before.

Elizabeth Johnson's defence.

M'Dowel brought them in, and desired me to wash them.

She called *Richard Watts*, *Anne*, his wife, *Mary Cannon*, and *Mary Chase*, who said she was a milk-woman of good character.

M'Dowel Guilty. T. The other three Acq.

(M.) M'Dowel and Howard were a second time indicted for stealing eighteen linen cloths, value 9s. four children's jams, value 2s. one child's dimmy cloak, three skirts, a petticoat, a shirt, two shifts, a pair of sheets, a pair of thread hose, two child's skirts, four caps, the property of Thos. Hatcher; and Johnson a second time, for receiving a child's skirt, value 6d. knowing it to have been stolen, Sept. 8. †

Thomas Hatcher. I live in Ratcliff-highway; this day week, between five and six, I opened the window, and found my wash-house broke open, and

and the things mentioned in the indictment taken away.

Anne Curry. I deal in old clothes; I bought four shirts, fourteen clouts, three caps, and a child's cap, of the two men at the bar; Howard carried them into my apartment, and M'Dowel received the money; they both asked me a guinea for them; I bid them nine shillings; Howard said they were worth more; he wanted to try farther; they went and came back again, and took the money.

James Bird. I found the skirt in Johnson's apartment.

M'Dowel and Howard Guilty. T. Johnson Acquitted.

511. (M.) Caleb Broadhead was indicted for that he, on the 31st of August, about the hour of twelve at noon, the dwelling-house of Abraham Fordham did break and enter, no person being therein, and stealing a shirt, value 3s. a hat, two pair of worsted stockings, a linen gown, and a duffel coat, the property of the said Abraham. †

Abraham Fordham. I live in a lane going from Highgate to Hornsey; I have four children, but we were all out; I sent my wife home to get supper; she came crying, and said, the house was broke, and the things gone; the prisoner worked for the same person I do; we suspected him, we searched for him, but could not find him till last Monday se'nnight; we found the coat and gown, and my stockings the prisoner had on his legs.

Sarah Fordham. I am wife to Abraham Fordham; I found our house-window was cut out, and taken away, and the things mentioned in the indictment were gone; all were fast when we went out.

John James. I am a pawnbroker in Golden-lane; this gown the prisoner pledged with me for six shillings on the 1st of September.

Samuel West. I am a pawnbroker, the prisoner pledged this coat with me the 1st of September (both produced and deposed to.)

Prisoner's defence.

There was another along with me, he broke the window, and I went up stairs and took the things.

Guilty of stealing the things. Acquitted of the burglary. T.

512. (M.) Richard Perry was indicted for feloniously slaying John Batten, June 3, 1766. †

Thomas Kimber. Sometime in June 1766, Perry and I went to the White Bear in Hanover-street,

to see a pair of cocks fight; Batten, the deceased, came in very drunk; he began pushing people about, he took Perry by the collar, and began quarrelling; they had hold of each other; Perry desired somebody would release him as the other was drunk; I went and got them apart; Batten fell upon Perry again; Perry said, you see I am obliged to fight, and I do not chuse it; they had a fall by the fire-side, then they gave over; said Batten, I am d—d drunk; he walked about two or three yards, and sat down in a chair; we found him fainting, we sent for a surgeon, who ordered us to put him to bed; we took him up in a chair, and when we got up stairs we found he was dead.

William Norton. I am a surgeon, I was called to open the deceased; I found every thing quite perfect in the head; in the body I found a large quantity of extravasated blood in the abdomen, a blood-vessel had burst, which I look upon to be the occasion of his death; I took out between two and three quarts, and left a great deal behind; this might happen from a fall or twist; there were no marks of violence upon the body.

Prisoner's defence.

I desired the people to take him away, I was not for fighting. Acquitted.

513. (M.) James Pentecost was indicted for forging and counterfeiting a certain promissory note to this purport; I promise to pay to William Newcomen, Esq; or order, thirty-one days after date, the sum of 22l. 10s. 6d. value received, George Bowes, directed to Sir Charles Asgill and Co. &c. and for publishing it, with intent to defraud Henry Moreror, knowing it to be false, forged, and counterfeited, dated Nov. 7, 1766. †

Henry Moreror. I am in the silk handkerchief manufactory, and live in Prince's-street, Spital-fields. On the 4th of December last, about three in the afternoon, the prisoner wrapped pretty hard at the street door; I let him in; he asked if this was not a handkerchief weaver's; I said it was; he desired to look at some; I desired him to walk up with me into the warehouse; I asked him what sort he wanted; there lay some before him, he said such as these; then he said he wanted some curlgees, that is, printed handkerchiefs; I told him we have not made many of that sort lately; he saw another sort; let me look at these, said he, they are very pretty patterns; he looked at them, and said, I have one thing to say to you, I am no judge in the matter, and therefore I shall leave it to you, and I shall pay you ready money; and if you deceive me you deceive yourself, what do you

you ask a dozen for these; I said fifty shillings; do not you call that a great price, said he; I said no; then I showed him three sorts more of goods, filk and cotton, and said there is a great demand for these at this time of the year; he looked out five dozen; I told him the price was twenty-six shillings a dozen; he said it was a long price; I said I could not abate a farthing; then he made choice of more, in all it came to 21 l. 10 s. he wanted me to abate; I said I could not; then he said he should enquire in the trade, and if he found I had exacted upon him, he would never deal with me again; and if he found I had not, he should want more goods of me in six weeks; then he said there is a discount always allowed between ready money and credit; I said I had let him have them so low, that I could not allow one farthing; then he said, make a bill, and write a receipt, and I will pay you. I went to make the bill; he said, I think it is time I had my dinner, having had nothing but two dishes of coffee; I said, if you will walk down with me you are welcome, and take part of such as we have; no, said he, I must make haste to the inn; I said, what is your name; he said, my name is Thomas Jones; I said, pray do you live in town or in the country; said he, I live at Cowley in Middlesex, I keep the sign of the Cock, and keep a shop there; I made the bill out; he took it in his hand, and looked over it; it was 21 l. 10 s. said he, it is very right, write a receipt, and put the name of the street where you live on it; I did; then he put his hand into his pocket, and gave me this bill; he opened it very gingerly, and said, you must take care of it, it has a little fracture; I looked at it; he mentioned the sum; I said, then you must have twenty shillings and six-pence, and gave it him; then I gave him a glass of brandy; he came up to me, and said, Sir, here is success to trade; I said, I am much obliged to you; I said, I was sorry to trouble him to carry his goods, I would send them to the inn; he said, do you think I cannot carry such a little parcel as this, and besides I would not give a pin for that man that is above his business; we parted; he had not been gone above eight or ten minutes before I began to look over the bill; I thought to myself, how do I know that this George Bowes keeps cash with Sir Charles Asgill; I ran down to Sir Charles's, and shewed the clerk the bill, and told him the affair; said he, have you got the man in custody; I said, no; I had not; they advised me to go to Sir John Fielding immediately, and give him information of the person; I ran to

Sir John's, and gave all the account of the prisoner I was able; while I was describing him, all Sir John's people said, this is Pentecost, as wicked a fellow as any in the world; they said, it is no wonder he had deceived me, for he would deceive the d—l; they said, we shall have him by and by. On the 3d of July, in the evening, I went to take a little walk, I happened to drop in at a house, the Red Lion, the very corner house going into Bunhill-row; I had got a pint mug up drinking, I saw the prisoner; I knew I was in a very honest house, and there were very creditable people in it, I thought I should have enough on my side; as soon as his pint was out, he said to his friend, I suppose we must stand another pint; I thought by the time they drank another pint, I could go to the Admiral Vernon's Head, to a friend of mine; I went, and my friend came with me; I found the prisoner sitting as before; I went up to him, and leaned over the box, and said, how do you do, Sir, I am very glad to see you, I have not seen you since last December, though I assure you I have kept a strict look-out for you on each side the way, when I have walked the streets; said he, what does this fellow mean; then I told him of his coming and giving me such a bill, and that I gave him 20 s. and 6 d. change; said he, what impudent fellow are you; said I, you shall soon know; I told the people he was one of those fellows that defrauded tradesmen by false notes; said he, if I do not make you piss on the wrong side the pot, my name is no longer Smith; here, said he, bring me pen, ink, and paper, I will give you an account who I am, meet me here to-morrow; no, no, said I, I do not leave you; I go along with you, said he, you foolish fellow, no, I do not; I ordered a coach, when it came, I said, come, Mr. Pentecost, put down your pipe, you shall go along with me; said he, no, not with twenty such as you; said I, you villain, if you have a mind to put on any manhood, exert it, for you go along with me, dead or alive, to night; we put him in the coach, and got him down with his back to the horses; he got up once, and shoved me down in the coach; we carried him to the Compter, he ran into the lodge, and said, bring me a shilling's worth of punch, and some pipes and tobacco; the next day I took him from thence before Sir John Fielding, there he opened a great deal of villainy, of robbing stage coaches and stage waggons, taking portmanteaus, and the like; Sir John committed him upon this forged bill.

Q. Do you know any thing of this George Bowes mentioned in this paper?

Prosecutor. No, I do not.

Q. Do you know any thing of William Newcomen?

Prosecutor. No, I do not; I do not know whether there are such people in the world.

The bill produced and read in court. Acquitted.

He was detained to be tried for obtaining goods by false pretences.

See him tried for defrauding Mr. Warner and Co. of twenty chaldron of coals, N^o 471, in last Mayoralty; and also for stealing a quantity of wearing apparel, the property of William Williams.

514. (L.) William White was indicted for stealing a fash door, value 5s. and six yards of wainscoting, value 5s. the property of Abraham Atterbury, Sept. 1. †

Cesar Augustus West. I am a carpenter, I work for Mr. Atterbury; I have seen the prisoner come into his yard the latter end of August, in our dinner hours, he had no business there; I desired him to go out; he said, as I was a stranger to him he would go out; but before that, there was a great deal of stuff missing out of the yard; I was informed there was a new partition put up at the house of Mrs. Anson, about four doors from my master's yard; I went and looked at it, and found it was some of my master's stuff; there was a part of the fash-door left in the yard; I knew them to be my master's property.

Q. Do you know who put them up?

West. No, I do not.

Mr. Stead. I am a servant to Mr. Atterbury; I was employed to take care of this stuff; I put it up in a loft, to be kept to be used again; when it was missing, I made enquiry in the neighbourhood, and found the prisoner had done a job for half a guinea, which my master would not have done for 50s.

William Wynne. I am a labourer; the prisoner hired me for 2s. a day, to labour under him; he handed me some of the partition from out of a loft, and some from under the gateway, in Mr. Atterbury's yard; as to the fash-door, I cannot say where that was taken from; that I put up where the partition is, at the same time he gave it me to bring away.

Charles Wigg. I am a bricklayer; I hired two rooms at Mrs. Anson's in Chick-lane; I asked her whether she would be at the charge of putting up a partition, she would not; she recommended the prisoner, and I agreed with him to put it up;

I gave him 1s. earnest, and was to give him half a guinea; the next day, when I came home, I found it up, it was a fash-door and a wainscot partition; after that, some of Mr. Atterbury's men found out this stuff, and ordered me not to pay the prisoner, and I have not paid him.

Prisoner's defence.

I cannot say as to Mr. Atterbury's fash-door, that we had out of the upper yard; I only took money for my labour; I have the care of the estate belonging to the Dean and Chapter of Ely, and that house of Anson's belongs to the Dean and Chapter.

Abraham Atterbury. Where the prisoner had this stuff from, there was nothing there but my property.

Q. What does the prisoner mean by the place belonging to the Dean and Chapter?

Atterbury. I do not understand what he means by it; he knew there was nothing where he had the stuff that belonged to the Dean and Chapter.

He called William Gray, Evan Jones, Thomas Kelley, and Samuel Ray, who gave him a good character exclusive of this. Guilty. B.

515 (L.) Joseph Collins was indicted for stealing five silver buttons for shirts sleeves, value 2s. four silver studs and one silver button for shirts, set with stone; the property of Robert Salmon, Sept. 1. †

Robert Salmon. I am a silversmith, and live in Barbican; I was not at home at the time the thing happened, I can only swear to the things being my property.

Elizabeth Salmon. I am wife to the prosecutor; the prisoner came into our shop, and asked for a pair of all silver buttons, on the 1st of September, between five and six in the afternoon; I reached him out three pair; he took no notice of any of them, but reached and put his hand into a great heap of them, and took some out with three fingers, and put them under his coat; and from thence took an opportunity to put them into his right-hand pocket; I asked him, if none of them that I had shewed him would do; he said he wanted an oval pair; I said there were no oval solid silver ones; he said I might take which pair I would, and weigh them; then he reached his hand into the drawer again while I was weighing them, and took some out in all his four fingers, and put them into his right hand, as before, till he had an opportunity of putting them into his pocket; said he, what do these buttons come to; said I, half a crown; he said 2s. I said 2s. 6d. if I sell them; he bid me 2s. 2d. and walked out

out of the shop; I had no body but myself in the shop; I ran out at the door, and brought him back again, and held him with his breast against the counter, and said, you rogue, you have robbed me, turn your pockets; there came in a neighbour from across the way; he called our servants out of the work-shop; in the mean time the prisoner discharged all the buttons out of his right-hand pocket as I held him; there was one button found, upon searching him, in his pocket, and a cluster-ring, and 1 s. 8 $\frac{1}{2}$ d. in money upon him; that ring was not our property; the other buttons and studs were found by the side of the counter, where I held him upon the ground.

Q. What quantity did you find?

Mr. Salmon. Two pair of buttons, four studs, and one stone button, and I think two loose silver buttons.

William Roberts. I am a constable, I was sent for to take the prisoner into custody; when I came, I found the buttons on the counter; Mrs. Salmon charged the man with stealing them, he denied it; I then searched him, and found

James Jones. I searched the prisoner, and found one link in his pocket; Mrs. Salmon said he had a great many more about him; I told him he must turn out his pockets; he was doing it; I said, there is one; I saw the link, he seemed a little chagrined; he had 1 s. 8 $\frac{1}{2}$ d. about him; (the buttons produced in court.)

Salmon. The stone one I can swear to; I believe the others to be my property.

Prisoner's defence. That which I had in my pocket was not their property; I got them in change for other buttons, of a man who was a brush-maker; I am a large plate-worker; For the prisoner.

Mrs. Porter. I am a silversmith; the prisoner worked with me two or three months, two or three years ago; he bore the character of an honest man then; and I have not heard to the contrary.

William Grundy. I am a plate-worker; I have known him a year and a half, or thereabouts, he has worked with me two different times; I never heard but that he was very honest and sober.

Guilty. T.

(L.) Thomas Warner was indicted for stealing five ounces of gold and silver mixed, called gold and silver partings, value 30 s. the property of persons unknown, July 29.

Alfred Cox. I am a relation to Mr. Robert Albin Cox; at first the prisoner was employed there in clearing some test after we had refused to visit the waste.

Q. What is the test?

Cox. That is made of bone-ashes, to refine silver on; he was employed to clean the mold out, that is, to take the silver out that runs into the cracks.

Q. Did you miss any silver?

Cox. It is impossible for me to swear to that; we refine two hundred weight of metal at a time; about the 29th of July, Mr. Salmon's apprentice came and told me, one of our men had offered some metal at his house; I went there, and Mr. Salmon and I went to a public-house, where I was told the prisoner was; he was gone out in order to go off; I ran after him, and brought him back to Mr. Salmon's shop; I had seen some partings; I asked the prisoner how he came by it.

Q. How much was there of it?

Cox. There was about four or five ounces; it was a mixture of gold and silver, which we had been refining, in order to get the gold from the silver; it was different sweeps and gold lace; the prisoner told me he had found it in Barbican; in taking him home, he begged I would take no notice of it to our people, and desired I would take him into a public-house, and he would tell the truth; I said I could not, without the consent of Mr. Cox's brother, and another that was there; I took him to the Compter.

Q. Had the prisoner been cleaning any tests about that time?

Cox. He cleaned several tests that day, and there might be such partings as these taken out of them; (produced in court.)

Mr. Salmon. I live in Barbican, and am a silversmith; the prisoner came to my shop the 29th of July, and offered these silver partings for sale; he seemed to be ignorant as to the value of them; I looked at it, and looked at him, and asked him where he had them; said he, I found them in Barbican, between two posts; I said, I am afraid not, it looks as if they had been stolen from somebody; he said he would assure me he had found it, and that a man knows very well, and called him from over the way, that was Mr. Brooks; when he came, he said he knew but little of the prisoner; I asked the prisoner who and what he was; he said he knew what silver was as well as I did; I said, pray who do you live with; said he, I have lived with Mr. Cox; I called my apprentice, and sent him to Mr. Cox's house, and sent the prisoner's name, and desired Mr. Cox would come; the prisoner desired to know if he might go and have a pint of beer; I said he might, if Mr. Brooks went with him; I desired Mr. Brooks not to let him slip away; when Mr. Cox came, we went to the alchouse, and to my great fur-

Prize I saw the prisoner going away at the bottom of Paul's alley.

Q. Did he run or walk?

Salmon. He walked.

Prisoner. I carried it to Mr. Salmon to be tried.

Salmon. He brought it to me to sell, and would have sold it if I would have bought it.

Mr. Brooks. I am a watch-case maker; the prisoner called to me, and said Mr. Watkins, I hope no offence; I worked with Mr. Cox when you had your sweep done; I wish I had seen you sooner, I have found something, and you may be a judge, I think it is something like lead, I have given it here to be tried; I went into Mr. Salmon's shop, who then had it looking at; I looked at it, and said I believed it was silver, and very good silver; Mr. Salmon asked how the prisoner came by it; the prisoner said he found it, and said he lived with Mr. Cox the refiner, and that his name was Warner; then Mr. Salmon lent for his master; then the prisoner and I went to a public-house; he went out, and came in again, and said, Mr. Watkins, stand my friend here; I said, what can I stand your friend in; said he, you must say you saw me find it; said I, you must take me to be a very bad sort of a man; after that, he said if you will you shall have half; then said I, your matter will be here by and by, and you must give him a just account; he seemed to be very much nettled, and after we had this talk, he said he wanted to make water; he went to the door; I said to the waiter, stand by him, if he offers to stir, come and tell me; the waiter soon came and said, Sir, he is going; Mr. Cox came just at the time, he ran and brought him back.

Prisoner's defence.

I was in liquor, and do not know whether I ran or walked, or did go away at all; I had left Mr. Cox's work some few days; I picked this up as I was walking in Barbican; I then went to a friend's house, and stand there some time, there was a stranger; I said I had picked up something, and should be glad to know what it was; when I came into Mr. Salmon's shop, I desired his wife to try it for me; by and by he came, and brought it in his hand; he had broke it into several pieces, it looked more like lead than silver; I told him where I lived, and my name; said he, I shall detain you, and send for Mr. Cox; said I, with all my heart; I had worked for Mr. Cox about three months, and was never at work by myself.

To his character.

Charles Brewster. I am a grocer; the prisoner was my porter for a year and three quarters, about a year and a half ago; I do not know that he ever wronged me of any thing.

Andrew Walker. I am a colour-maker; the prisoner lived servant with me about five months ago.

Q. What character do you give him?

Walker. I can say nothing in his favour, but rather against him.

Q. to Mr. Cox. In what branch was the prisoner employed at your kinsman's?

Cox. He was employed only as a labourer. Guilty. To

(*L.*) He was second time indicted for stealing twelve ounces of gold and silver mixed, called partings, value 31. the property of persons unknown, July 20. †

Albion Cox. Two days after the prisoner was committed to the Compter, we had advice there was a parcel of silver and gold partings stopped at Mr. Alderman Plumb's; I went there, and found by the description given me of the man that brought it, that it was the prisoner; I went to him in the Compter, and asked him how he came by it; he said his wife dealt in lace, and she had bought some silver lace, and he had melted it down in the fire; we tried it, and found there was a quantity of gold in it.

Q. Is there any gold in silver lace?

Cox. No, there is not, he has attempted to melt it, and throw it into water; it is all in grains; (*produced in court.*)

Q. What quantity is there of it?

Cox. There is eighteen ounces of it.

Richard Ward. I am clerk to Mr. Alderman Plumb. On Monday the 20th of July, in the afternoon, the prisoner came to our house to enquire the price of gold and silver; I said it was not a rule in the house to set any value upon silver, there are so many sorts of it; he pretended his sisters that lived at Woodford had had an accident in melting some silver lace, and on the Tuesday morning he brought it, in order to have the value of it, the same as is here produced; it appeared a little suspicious, I desired him to leave it; he did not come again for three or four days; an experiment was made on it, and gold was found in it, which made it plain it was not silver lace. On the Saturday morning he came again, in order to have the money upon it, that he might buy goods, which he said must go down to his sister at Woodford. We did not chuse to let him have any money, till we saw his sister; then he said he must go down to his sister, to come up and prove it was her property. On the Monday a woman came, which pretended she was his sister; there could be no answer given her that night, the compting-house being shut up. On the Tuesday morning

morning a woman came again, and said, she lived beyond Woodford, and pretended it was her property; I suspected it was not; she went away, and on the Wednesday morning it all came out; if the woman is here, and can prove it her property, there is an end of it.

Prisoner's defence.

It is my wife's property, she has dealt in lace going on eighteen years; I bought a great deal last year; this she burned herself; she put it into an earthen pot, and had the misfortune to run it down; I worked at Mr. Cox's, I came home, and saw it on the fire; my wife was not in the way; I took and put in some odd buttons and things to melt with it; I call my wife my sister.

To his character.

Nuthead Rumley. I have known the prisoner about three years; I have trusted him with money, linen, and other things; I never heard any thing bad of him in my life.

Q. Do you know his wife?

Rumley. I have known her about nine years.

Q. What business does she follow?

Rumley. She takes in washing.

Q. Does she deal in any thing else?

Rumley. No, in nothing else as I know of.

Q. Where does she live?

Rumley. She lives some where in Little-Britain.

Q. Do you know the prisoner's sister?

Rumley. I know no sister that he has.

Samuel Cragg. I am a taylor; I have known the prisoner between eight and nine years.

Q. Do you know his wife?

Cragg. I do.

Q. What business does she do?

Cragg. I have known her get her living by buying and selling of things.

Q. How long ago?

Cragg. Within this three years.

Q. What sort of things?

Cragg. Things in Rag-fair, such as laces from hats, and pieces of brocade for shoes.

Q. Have you ever seen her with such things?

Cragg. I have, in her room.

Q. How often?

Cragg. Several times, I have been pretty much in their room.

Q. How often may you have been in their room?

Cragg. Perhaps five or six times.

Q. Did you ever see any silver or gold melted there?

Cragg. No, I never did.

Q. Where do you live?

Cragg. I live in St. Anne's parish, Soho, at the Rose and Crown alehouse in Little Newport-street. Guilty. T.

517. (L.) William Latofon was indicted for stealing a gold watch, value 14l. the property of Thomas Colley, Sept. 4. †

At the request of the prisoner the evidences were examined apart.

Thomas Colley. I am a watchmaker in Fleet-street; on the 4th instant the prisoner came dressed in a blue coat, a gold button to his hat, a sword, a diamond shirt-buckle to his shirt, as appeared to me; he was dressed very gay; he bespoke a gold watch of me; it had a chased case, and he chose it with a plain one, and desired I would let him have it by the next day, saying, he was to go to a rout at Lord Bute's, and said, I should be paid when I sent it; I sent it over at eight in the evening, and gave my servant orders to bring back the watch he had borrowed of me, and the money, or else bring both watches; he returned in about half an hour, and told me he had lost the watch; I saw no more of him till I heard he had taken a lodging at a barber's, up a passage next door to the Mineral Water warehouse, Fleet-street; I, Mr. Pajin, and the taylor that the prisoner had had a waistcoat of, went and watched for him; he came home between ten and eleven at night; he having mentioned several noblemen that he was acquainted with, we told him, if he would send for any such, or person of credit, we would not send him to the Compter that night; he mentioned only a person that keeps a public-house in Leicester-fields.

Thomas Beyer. I am apprentice to Mr. Colley; my order was not to leave the watch without the money; I carried it to the prisoner's lodgings, at Mr. Thrasher's in Salisbury-court; the prisoner was in the shop, he took a candle, and went up two pair of stairs (this was about eight in the evening); I followed him, he desired me to sit down, saying, he had sent a person to Leicester-fields, to get a Scotch note changed; I pulled out the gold watch, and laid it down on the table, and said I had brought the watch; he pulled out that which he had borrowed, and laid it down; I took and put it in my pocket, he took up the other; I waited about half an hour, no body came; then he went to the door, and rang a bell; then he went and called over the ballusters; then he went two or three stairs down, and called again; after that he went down; I ran lightly to the stairs head, and heard him say, why do not you bring up the snuffers; in about five minutes Mr. Thrasher's wife called me down stairs, and asked me if I knew this man; she said he came down stairs greatly flurried, and said he wanted charge for a sitting, then for a guinea; then she offered to send out for change, but he was gone himself; I waited some time, thinking he might return; he did not, so I went

went home, and told my master what had happened; I did not deliver him the watch, but looked upon it to be in my possession, till he took and went away with it.

William Alland. I am servant to Mr. Figgins; I was at my master's door, and saw the prisoner come out of his lodgings; I followed him; when he came out of Salisbury-court into Fleet-street, he crossed the way, and ran till he came to St. Dunstan's church; then he crossed the way, and went down a passage; I waited some time, he not coming out I went and told my master, knowing my master was suspicious of him.

John Figgins. I went with the prosecutor and Mr. Pain to the house of Mr. Mills, a barber, where the prisoner was seen to go in, and asked if such a person lived there; we were told such a one had been and taken a lodging there; we went into the street, and as he came in, between ten and eleven, we stopped him in the passage; we took his sword from him, and desired he would send for his friends, if he had any; he could send for no body, but a publican from Leicester-fields; we took him into his lodging, we asked him where the watch was, he pulled it out of his pocket, and gave it to Mr. Pain, and desired us to be favourable, and said he would make it up with us; we told him he was in the hands of the law, and there we would leave him; he came by the name of Hamilton to me.

Prisoner's defence.

It is but nine weeks since I came from Scotland; I had good business in Dundee, and married a young girl which had a fortune, for which my life was threatened; I left that, and came here; money running short, I was obliged to take lodgings, and sometimes could not clear them, as my money was not come; my wife wrote me, word she would remit me some; the reason I left my lodging that night was, Mrs. Thrasher said she wished he had a watch; I said, she may have a very handsome one for five guineas; when she came up to my apartment, she told me if I would give five guineas for this watch, she would pay me; I told her I would do it, and I left my lodgings till I might go with a good grace.

He called *Alexander Ruffel*, a bookbinder, who said he knew the prisoner about three years ago, in St. Andrew's in Fife-shire, and that he was by trade a baker. Guilty. T.

ERRATUM. Part I. on the back of the title, line 8, for Common Pleas, read King's Bench.

These Proceedings taken in Short-Hand by T. GURNEY, Author of BRACHYGRAPHY, on the Narrow-Wall, Lambeth.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 7.

Elizabeth Brownrigg, William Guffe, Samuel Tudor, Thomas Davis, John Spire, William Bryan, and John Tinsley. Payne's sentence respited.

Transportation for 14 years, 2.

Thomas Haghtogge and Mary Mills.

Transportation for 7 years, 5.

John Edwards, Rowland Arnold, William Woods, Thomas Mills, James Young, Elizabeth Morgan, John Ballard, John Henshaw, Thomas Bowers, Isaac Hull, Sarah Cook, Anne Walker, William Terrill, William Tiller, Elizabeth Jones, John McCreo, Samuel Elliot, William Watkins, Henry Rose, James Cunningham, Joseph Collins, William Cuthbert, William Lawson, Ann Page, Thomas Warner, John Hodges, Elizabeth Craydon, Elizabeth Vadd, Richard Wyke, Thomas Phillips, John Miller, Richard Davis, Mary Tom House, Elizabeth Ashford, John Simpson, Martha Delaney, Thomas Lewis, Richard Brandham, John Walker, Henry Williams, Charles Trafford, William Stringer, Catharine Smith, Elizabeth Boyce, John Gibson, William Mackaway, Thomas Bird, John Gibson, Thomas Underboon, Michael Doyle, George Eades, James McDonnell, Joseph Howard, Caleb Broadhead, and Samuel Dean.

Francis Lee, William White, Jonas Knevels, and James Woodman.

Whipped, 6.
James Cole, Rebecca Salter, Robert Langham, Timothy McCarty, Sarah Cook, and Elizabeth Harris.

Elizabeth Brownrigg was executed on Monday the 14th of September, and her body was delivered at Surgeon's hall, to be anatomized.

The Right Honourable
Sir ROBERT PITT, Knt. Lord Mayor
GOD save the KING.

The next session begins on Monday the 10th of October at Guildhall, and on Wednesday the 21st at the Old Bailey.

THE WHOLE
PROCEEDINGS

ON THE
KING'S COMMISSIONS of the PEACE,
OVER and TERMINER, and GOAL DELIVERY

FOR THE
CITY of LONDON;

And also the
GOAL DELIVERY
FOR THE
COUNTY of MIDDLESEX,

HELD AT
JUSTICE-HALL in the OLD-BAILEY,

On *Wednesday* the 21st, *Thursday* the 22^d, and *Friday* the 23^d, of OCTOBER,

In the Seventh Year of His MAJESTY's Reign.

Being the Eighth SESSIONS in the MAYORALTY of
THE RIGHT HONOURABLE

SIR ROBERT KITE, KNT.
LORD-MAYOR of the CITY of LONDON.

NUMBER VIII. PART I.

LONDON,

Printed for J. WILKIE, at the Bible, in St. Paul's Church-Yard.

[Price Six-Pence.]

THE WHOLE P R O C E E D I N G S

ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Before the Right Hon. Sir ROBERT KITE, Knt. Lord-Mayor of the City of London; the Right Hon. WILLIAM LORD MANSFIELD, Lord Chief Justice of his Majesty's Court of King's-Bench *; Sir SYDNEY STAFFORD SMYTHE, Knt. one of the Barons of his Majesty's Court of Exchequer †; JAMES EYRE, Esq. Recorder ‡; and others of his Majesty's Justices of Oyer and Terminer of the said City and County.

LONDON JURY.

Thomas Stedman, Benjamin Gray,
Benjamin Shaw, Nicholas Norrill,
William Lambell, Thomas Standert,
George Atwood, Richard Jones,
Jabez Bloxham, Henry Perry,
William Bumfries, Job Pool.

MIDDLESEX JURY.

Charles Mills, Blackgr. Gregory,
William Jones, John Lungle, y
Henry Cock, John Gee,
William Green, Thomas Munday,
Rich. Longbottom, John Robinson,
Thomas Dormer, William Bane.

517, 518. (M.)

John Nowls and Andrew Stiff were indicted for stealing six fathom of hempen rope, called cable, value 4s. the property of William Wilton, Alexander Wilton, and Jonathan Eade. †

John Johnson. I am a waterman and lighterman, and am master of a powder vessel; yesterday three weeks we came up with the vessel, and made her fast at Wapping-dock, and on Wednesday morning the rope was gone; there was about six fathom of it: after which I heard the two prisoners were taken at King James's-stairs with some rope; I went there, and among several other ropes they had got I found that which was taken from my vessel, the property of Mess. Wilton and Eade.

William Bean. I am a waterman; betwixt twelve and one that morning, as I was upon a nightly watch, I saw two men come rowing in a boat; William Stafford and I went on board the boat, in which were the two prisoners; we asked them how they came by the several ropes; Nowls said he did it to get his tools out of pawn, he is an ear-maker; we carried them both up to the work-house; Mr. Johnson saw the rope the next day, and owned the rope laid in the indictment (a piece of it produced in court, and deposited to by Johnson); after that I found a shoemaker's knife in the boat, (produced in court) I suppose they cut the hawser from the vessel with it.

William Stafford confirmed the evidence given by *Bean.*

N. B. The characters * † ‡ direct to the judge by whom the prisoner was tried; also (L.) (M.) by what jury.

Nowls's

Nouch's defence.

I never stole any rope.

Still's defence.

We had been over the water, and sailed with an acquaintance; coming by the river-side we saw a boat, we got into her to come home, and the ropes were lying in the boat. Both Guilty. T.
There were two other indictments against them.

519. (L.) Stephen Taylor was indicted for stealing fourteen pounds weight of sugar, the property of persons unknown. †

John Yates. I am a gangman on Ralph's-key; last Friday, about eleven in the forenoon, I saw the prisoner in a warehouse; I examined him, and found his two pockets full of sugar, I delivered him to the constable; the sugar was taken out of his pockets, and weighed fourteen pounds; there was a hoghead of sugar in that warehouse, with the head out; the prisoner has worked on the key.

John Prestage, the constable, deposed he took the sugar from the prisoner's pockets, and it weighed fourteen pounds.

Prisoner's defence.

I went into the warehouse to speak to a ticket-porter, there was a cooper; my wife being with child, I asked him for a bit of sugar; he bid me take some, which I did out of a hoghead. Acq.

520, 521, 522. (M.) Mary Bracket was indicted for stealing two linen sheets, and two woollen blankets, the property of Peter Laroach, in a certain lodging-room lett by contract, &c. and Mary Manning, widow, for receiving a sheet; and Mary Manning, spinster, for receiving two blankets, part of the said goods, well knowing them to have been stolen, Sept. 20. †

Peter Laroach. I live in Chambers's street, Goodman's-fields; I lett a ready furnished lodging to Mary Bracket; she left her lodging on the 20th of September, at which time I missed two blankets and two sheets out of her room; I was informed Bracket, and Manning the mother, had been and sold a sheet to a woman; I went, and desired if they came again to stop them; after which I was sent for; I went to Justice Scott and got a warrant, and took them in custody; then Bracket told me that Manning the younger had assisted her; I remember she had come to my house, and asked for my lodger; Bracket said she had wound one of my sheets round Manning's body, and then they went away to a dark passage in Rosemary-lane, and there took it off; I found

her mother, and Bracket had fold one sheet; after that the young one owned she had pawned the two blankets in Bracket's name, but when I came to the pawnbroker I found they were pawned in her own name (*one sheet and two blankets produced and deposed to.*)

John Miller. Mary Bracket brought this sheet, and Manning the mother was with her; they sold it to my wife, and as soon as I found it was the prosecutor's property I delivered it up.

Bridget Miller. I am a pawnbroker; Manning the younger pledged the two blankets to me in her own name.

Bracket's defence.

I intended to bring them in again, and they intoxicated me with liquor, that I did not know what I did.

Manning the mother's defence.

Bracket came to my lodgings, and asked for my daughter; she said she wanted a little money against Monday morning, and wanted to know where she could pawn the things; I carried the sheet to Mrs. Miller's, and got 18d. upon it; she told me it was her own.

The daughter's defence.

Bracket came to me; I did not know but the things were her own.

Bracket Guilty. T. Manning the mother Acq. Manning the daughter Guilty. T. 14.

523, 524. (M.) Joseph Warbey and Richard Bitters were indicted, for that they, on the 28th of August, about two in the night, the dwelling-house of Jane Fisher, spinster, did break and enter, and stealing a linen apron, two handkerchiefs, a looking-glass, two pieces of gauze, five silk hats, a satin hat, a chip hat, two satin bonnets, a satin cardinal, twenty-three pieces of blond-lace, two pieces of satin, six yards of ribband, two yards and a half of muslin, three ruffles, four blond-lace caps, a laced handkerchief, a pair of laced ruffles, twenty-six china cups and saucers, two china basons, two china plates, a china punch bowl, three pair of cotton stockings, a linen shirt, a silk cloak, two other pieces of blond-lace, a linen napkin, and four yards of farce-net, in the whole to the amount of 36l. the property of the said Jane, in her dwelling-house. †

At the desire of the prisoners the witnesses were examined apart.

Jane Fisher. I am a millener, and keep a house at Mile end; on Friday the 28th of August, when I went

I went to bed at twelve, I saw all the house fast; my servant got up, and returned to me immediately, which was about five, and told me the house was broke open; I got up, and found the kitchen window had a pane taken out, and the casement open; the back-door was open; I lost the things mentioned in the indictment (*mentioning most of them*); I saw many of them again at the house of Mr. Brebrook in Whitechapel; about three weeks after a person came to my house, and desired I would attend at Sir John Fielding's; I went; there was Mr. Brebrook with some of them; there I heard Harvey say he was in my house, and I remember his mentioning stealing a looking glass in particular.

Q. Did he say what time of the night it was?

J. Fisher. He said he could not rightly tell whether it was four o'clock, or after four; I heard Bitters say, that he was in my house; they both said they were in company there, and Sarah Carr was with them.

Q. Did they say who broke the house?

J. Fisher. No, they did not.

Sarah Carr. I met the two prisoners one Friday night in Bishopsgate-street, about eleven o'clock; they asked me to go with them to Mile-end; we went in at the Three Pigeons in Houndsditch, and staid there till about twelve; when we got to Mrs. Fisher's house, Bitters got over a wall, and Harvey after him; they opened a door, and asked me to come in; I went in, this was into the yard; Bitters went and opened the wash-house door, and found nothing there; then they went and got into the kitchen window; how they opened it I do not know; they were in the house a considerable time before they brought any thing out; the first thing they brought out was a great looking-glass, the next was a box of hats, the next a box of laces, caps, and aprons, and a black cloak; the next a large bundle and a child's coat, the next china cups and saucers and a punch bowl; then the clock struck four; they told me I was to carry the things to Abraham Teracona; I carried all the china in a basket; they got there before me; Teracona took the china of me.

Q. What time was it you left Mrs. Fisher's house?

S. Carr. Then it was light; Bitters asked three guineas for the whole of the things; at last Harvey said take them at two; then his wife went out with a man, and brought in the money; she took

some things out of pawn for Harvey, and gave Bitters a guinea, and me a nine shilling piece.

Q. What are the prisoners?

S. Carr. Harvey is a painter, and Bitters is a glazier and painter.

Q. How long have you known them?

S. Carr. I have known them about three months.

Q. What is your business?

S. Carr. I wind silk; my mother lives in Red-lion-street, Spitalfields.

Martha Teracona. My husband's name is Abraham*; I live in Northumberland-alley, Crutched-friars; a little after four in the morning, the 28th of August, the two prisoners came to our house; they had a hat-box, containing six hats, several pieces of fatten, two bonnets, a fatten cardinal, several white aprons, four gauze handkerchiefs, a looking-glass, a laced handkerchief and ruffles of the same, and three other ruffles; about half an hour after them came Sarah Carr with a basket of china cups and saucers, and a china bowl; they asked me whether I would buy them; I having bought things of them several times before, I thought, as I had had my hand in the lion's mouth, I should come to no more harm if I bought them; Bitters asked two guineas for them; I left them at breakfast, and went out, and brought in the money; I paid Harvey half a guinea, and Richard Bitters a guinea, and Carr a nine shilling piece; they came and brought more things last Saturday five weeks, which they took in a house they broke near me; I bought them of them; then there was a great stir and disturbance, and my conscience began to prick me; so I went, and had Bitters secured in Wapping, and delivered up as many goods as were taken in eleven robberies; then I went to all the prosecutors, and told them I had such and such things; the prisoners had told me where they took them; the people came and owned them.

Q. How did they tell you they got these things?

M. Teracona. They said they got over backwards, and took out a pane of glass, and so entered the house.

James Brebrook. Last sessions I was at Hickey's-hall, I was standing by the Swan and Two Necks; there this last evidence came and told me that one Sarah Carr was taken, and she knew where a man was locked in a room in St. Catharine's, and there was another man concerned with him, and one of them

* See him an evidence in the trial of Tinsey, Gibson, and Mackaway, No 497, in last Sessions Paper.

them was concerned in seven fobberies, and she had the best part of the goods in her house; I took two men with me and went there, and broke the door, and took Bitters and a young woman, and carried them to Whitechapel; then I went with the woman to her house in Northumberland alley; there she produced divers goods, (*producing a box of caps, ruffles, blond-lace, &c. &c. and a large parcel of millinery goods.*) The china I have in my house, I have an account of it here in writing; (*he produced a hammer, a chissel, a jaw, and a knife;*) these Sarah Teracona told me were the prisoners tools, which she had left at her house, which they worked with.

Q. to S. Teracona. What do you know of these tools?

S. Teracona. I have heard Bitters say he used these to get into houses; they were once going out, and Harvey said, don't, we will not take them now, we will leave them here, so they left them; this was after the robbery they committed, after that of Mrs. Fisher's.

Q. to prosecutrix. Look at these things produced here.

Prosecutrix. These were all taken from out of my house that night, they are my property.

Dominick Reever. I am a constable in Shoreditch parish. On my watch night, the 11th of September, in the morning, information was brought me, that there was a reward of two guineas for taking Harvey and Bitters; I took some watchmen and searched many bad houses; at last the watchmen brought Harvey; I put him in the cage; then I went to Sarah Carr, the person he lived with, there we found several things; I ordered her to be secured; I took them before Sir John Fielding, who committed Harvey to Clerkenwell Bridewell. I desired Sir John to let me have the key of Carr's door, saying, I thought I could make a farther discovery; he ordered it me. I went and opened her door; there people came and owned a tub, a pail, a pan; in one of the tubs were seventeen cloths; there was one asked for her carpet; Carr said it was under her bed; there we found it; I told her I would do all I could to get her admitted an evidence; she gave an account of many fobberies; the things that I found, and were owned, I delivered back to their owners, as they were not bound over to prosecute.

The prisoners in their defence, said they knew nothing of the matter. Both Guilty. Draw.

There were two other indictments for burglaries against them.

525. (M.) Robert Tape was indicted for stealing a cloth coat and waistcoat, value 8s. a pair of breeches, value 5s. three pair of stockings and a shirt, the property of Thomas Bull. *f*

Thomas Bull. The prisoner lodged in the same house I did; I put my cloaths, the things mentioned in the indictment, in a closet, and they were taken away; the prisoner was taken up on suspicion; I charged him with taking them; he confessed he had taken them, and pawned them.

Richard Rumbolt. The prisoner, and one John Peston, came to my house; the prisoner said he lived at the Grange-inn, Carey-street; he pledg'd this coat to me, (*produced and deposed to by the prosecutor;*) the prisoner said it was his coat, and I lent him 3s. 6d. upon it. Guilty. T.

526. (M.) James Salisbury was indicted for stealing a brass mortar, value 12d. the property of Thomas Sutton, October 10.

Thomas Sutton. I keep a public-house; the prisoner came in for some purl; when he was gone out, I was told he had taken a brass mortar off the shelf; I went after him, and took it out of his pocket.

Mary King. I was sitting in the bar, the prisoner sat on a chair; I saw him take the brass mortar from the mantle-piece, and put it in his pocket; when he went out I told my master; he went and brought the prisoner and that back.

Prisoner's defence. (M.) I was so much in liquor, I did not know whether it was brass or iron. Guilty 10d. W.

527. (M.) John Leith was indicted for stealing a silver watch, value 40s. and a pair of silver shoe buckles, value 10s. 6d. the property of Robert Robinson, Sept. 23.

Robert Robinson. On the 23d. of September I had my watch at six in the afternoon, and the next morning I missed it, with my silver buckles; the prisoner was also missing from on board our ship in the river; I went in search of him, and found him; he confessed he had taken them, and directed me where he had pawned the watch, and sold the buckles; I went and found the watch, and the buckles were knocked to pieces and melted down; I saw the brass chaps.

Mr. Allen. The watch was pawned to me, by Sarah Rawlins; the prosecutor came and owned it, and I delivered it to him.

Archibald Stranger. The prisoner and a bad woman were brought to me on the 26th of September.

ember, by a watchman; and on the Monday morning, the prosecutor came, and charged him with stealing his watch and buckles from on board a ship; when we came before the magistrates, he confessed he had taken them, and went to a house N^o 2. in the back lane, where he said he had given the watch to a woman to pawn; she confessed she had pawned it, and had the duplicate; the prisoner said he had sold the buckles to a silversmith, they were an old pair; the silversmith said he had melted them down; we took the woman to the pawnbroker's, and the watch was delivered to us, (*produced and depofed to by prosecutor.*)

Sarah Rawlins was called but did not appear. Guilty. T.

528. (M.) Joseph Price was indicted for stealing 9 live pigs, value 5l. the property of John Willan.

(M.) He was a second time indicted for stealing 2 live pigs, value 40s. the property of William Dawson.

The prisoner made it his practice to get farmers boys out of their grounds, and pound them; Dawson the prosecutor depofed, it cost him 16s. to get his two again; this being a trespass and not a felony, he was acquitted of both.

529. (M.) Richard Tomlin was indicted (together with James White not taken,) for stealing a mahogany tea-chest, value 3s. and a bowl of a silver tea-spoon, value 6d. the property of George Walker.

Mr. Lambert. I saw two boys go into Mr Walker's house, and come out again; one of them had a tea-chest under his coat; I called to some neighbours to stop them; Bagnell the evidence was kept, the other got off.

George Walker. It was my tea-chest, is all I know of my own knowledge.

John Bagnell. I was fifteen years old last August; the prisoner, James White, and I, were going to Islington; White and I went into the prosecutor's house, and took the tea-chest, and Tomlin was standing three doors off; we all ran away, but they took me.

Q. Did he know of White and you going to steal the tea-chest?

Bagnell. He knew we were going in.

William Spencer. I am the officer; I had Bag-

nell in custody, but never saw the prisoner before now. Acquitted.

530. (M.) Mary Henry Spinker, was indicted for stealing a copper saucepan, value 6s. and one pint pewter pot, value 1s. the property of John Huntley, October 8. †

John Huntley. I keep the Black Dog, Gray's inn-lane; I had lost things several times; on the 8th of this instant, the prisoner came to ask for a saucepan to dress some muscles; I said if you will dress them yourself, my servant shall help you to it; she dressed them, and had a pint of beer, then moved from that box to another; then about half an hour after ten she was going away; I asked her for the money; I put my hand under her capuchin, there was my saucepan; and on her left side I found a pewter pint pot of mine; the next morning I found another pint of mine in her room, and some pots of other people's.

Eleanor Hopkins and John Brookby depofed to their seeing the saucepan and pot taken from the prisoner, in the manner the prosecutor mentioned.

Prisoner's defence.

I went to deliver the saucepan, and in struggling, a pint pot fell from the table. Guilty. T.

There was another indictment against her for stealing pots.

531. (M.) John Rogers was indicted for stealing a furcoat, value 6s. the property of John Amcote, September 27. †

John Amcote. I am a coachman; I agreed with the prisoner and two others to carry them from Whitechapel, and set them down at Somerset-house for 2s. when I came there, I found after they were out my coat was gone; it was in the coach when they got in; I laid hold of the prisoner, and asked him for it; he said he knew nothing of it; the guard told me to take him down to the guard-house; I did; the serjeant said he did not belong to them; (he is a soldier) I took him before Sir John Fielding; he told Sir John he knew nothing of the other people; I never found my coat again. Acquitted.

532. (M.) Richard Tabbie was indicted for stealing 58 pounds weight of butter, value 30s. and a wooden butter firkin, value 6d. the property of Thomas Harrison, October 3. †

John Bullock. Thomas Harrison is a book-keeper at the White Bear, Piccadilly. On the 3d of October

October in the afternoon, I saw the prisoner and another had carry a tub of butter into a house; I said, that man has certainly stole it; I took hold of the man that had it; the prisoner said he worked upon the keys, and rescued him from me, and he ran away; I knowing the prisoner to be a loose man, slept him.

John Davis. John Bullock had detained the butter while he sent for a constable, the prisoner and another man came round to it; the prisoner said to the other man, take up the tub and see who will hinder you; I said I would; then he gave me a push; we secured him, *(the empty tub produced in court.)*

John Mason. I am porter to Thomas Harrison; this tub with butter was delivered into his care, and he was answerable if lost; I know the mark well, W. M.

Prisoner's defence.

I met a man with the tub of butter; he wanted me to give him some beer, I had but a halfpenny; he said, I will put my butter into this house, and go and see for a man that he knew, and then he would give me a pot of beer; he came again and went to take it up, and the man said he should not have it; I said, the man says he works upon the keys; said the man, I will stop you and the butter too; I am a plasterer's labourer.

He called Elizabeth Matthews, with whom he had lodged two years, who gave him a good character. Acquitted.

533. (L.) Margaret Stober, otherwise Stokes, widow, was indicted for stealing two pounds twelve ounces of cut tobacco, value 2s. the property of Charles Liske and John Laiden, September 28. †

Charles Liske. I am a tobacconist, in partnership with John Laiden, we live on Snow-hill; the prisoner worked for us in stripping tobacco; our general rule is, as there are several of them, to search them in going out; I was called down, and told there was some tobacco found upon one of the women; when I came, the prisoner went on her knees and dropt off her petticoat, with a pocket in it full of tobacco; *(the petticoat and tobacco produced in court.)* the pocket made near the bottom of it, on the back part of it; she owned she took the tobacco out of the heap in the cellar.

Prisoner's defence.

I did not think of doing such a thing, no more than I think of dropping down dead now; I did not chafe my poverty should be known; I used to

get pieces of bread and put into that pocket; how the tobacco came there, I do not know. Guilty 10d. W.

534. (L.) Joseph Barker was indicted for stealing a cheese, value 8s. the property of William Corke, Walter Matthews, and Jasper Holmes, Sept. 19. †

Jasper Holmes. I am a cheesemonger, in partnership with William Corke and Walter Matthews, in Newgate-street. On the 19th of September, we had loaded our cart with cheese, and what we had to go out, and behind were three tubs of Irish butter as a fence; as I was standing at our door, when the cart was near the end of Ivy-lane, I saw the prisoner jump up into the cart, and lean over the tubs, and take up a cheese and rest it on the butter, then put it behind and jump down and take it away; then I thought it time to set out; I overtook him near Gray-friars-gateway; he followed the cart, but went on the other side of the way; I asked him what he was going to do with it; he said he was going to carry it to the cart; he had taken it from his head, and going to put it into his apron; I secured him; when before my Lord-Mayor, he said the carman bid him get up into the cart; when he was asked if he knew him, he said he never knew him or saw him before.

Prisoner's defence.

It fell out of the cart, and I took it up. Guilty. T.

535, 536. (L.) James Brian and John Clark, were indicted for stealing a linen handkerchief, value 6d. the property of Robert Haines, September 11. †

Robert Haines. On Friday the 11th of September, I was at Billingsgate-market; about a quarter after four o'clock, I heard there were two pick-pockets taken; I saw them brought out of a public house to the watch house; upon hearing there were many handkerchiefs found upon them, I felt in my pocket for mine, and found it was gone; I had made use of it but about a quarter of an hour before; I went to the watch-house, and asked to see the handkerchiefs; I found mine was on the outside, in which all the rest were tied.

William Broughton the younger. I was sitting at the end of a form at Billingsgate-market, the two prisoners came to a form opposite to me; one stood and jostled Mr. Simonds a fishmonger, while the other had his hand in his pocket; I got up and took him by the collar, and said, you rogue, you

you had your hand in the man's pocket; he took nothing out.

Justinian Turner. I was drinking a gill of wine and water, in a public-house, when the two prisoners were brought in together; upon searching them, Brian had all the handkerchiefs in his breeches about ten of them, that which the prosecutor owned was one of them.

Brian's defence.

I was going to Billingsgate, I found all the handkerchiefs in a bundle; I put them in my breeches having no pockets; I am a sailor.

Clark's defence.

I was going to Billingsgate to go to Gravesend, to a West-India man; I paid for my passage; I went and got a pint of purl; then that gentleman said he saw my hand in a gentleman's pocket; that gentleman lost nothing. Acquitted.

(L.) They were a second time indicted for stealing a wooden rule, value 6d. and one linen handkerchief, value 2d. the property of William Broughton the elder, Sept. 11. †

William Broughton the elder. I was at Billingsgate on the 11th of September; I went to wipe my hands and I missed an old handkerchief; about half an hour after I went to feel in my pocket again, and my rule was gone; my son having seen the two prisoners, one of them had his hand in a person's pocket, they were secured and taken to the George-alleyhouse; I went and saw a parcel of handkerchiefs taken from Brian, and my rule also; and it was detected to me, my handkerchief was among the rest; I know nothing against Clark.

William Broughton the younger. I know no more than what I said before.

John Barker. I saw the handkerchief and rule found on Brian.

Brian's defence as before.

Clark's defence. I know no more of what I am charged with than a child unbooth. Brian Guilty. T. Clark acquitted.

537. (L.) John Barker was indicted for stealing two linen sheets, value 10s. the property of James Edie, in a certain lodging room kept by William Edie, Oct. 10. †

James Edie. I live in Smith's court, Bridge-ward, and when the prisoner's wife left the prisoner a lodging room ready furnished; he had been there eight weeks last Thursday, then we missed the two sheets from his bed; I could never get any

vent of him, so I desired him to go out; I enquired after the sheets; the prisoner's daughter told us that he had taken and pawned them, and the pawnbroker swore that the prisoner brought them.

Christian Dandy. I am a pawnbroker, I live in Golden-lane, the prisoner pledged one of these sheets to me the 14th of October; and the other the 15th (produced and deposited by prosecutor's wife.)

Prisoner's defence.

I had some goods of theirs, and some of my own; my daughter was along with me, she said she could get some money for me; that she would go and get her mother's sheets and pawn them; she took them to the pawnbroker's door; and I took and carried them in, and pawned them; she said she would fetch them out again, and her mother should never know. Guilty. T.

See his daughter capitally convicted, and branded and imprisoned, for being accessory before and after the fact; No 187, 188, in the Mayoralty of Mr. Alderman Nelson.

538. (L.) Mary, wife of Benjamin Weston, was indicted for stealing two linen sheets, value 10s. two damask table cloths, two napkins, three shirts, four shifts, two silk handkerchiefs, and three muslin neckcloths, the property of Samuel Whale, Aug. 31. †

Samuel Whale. I live in Ebenezer-square, Houndsditch, I am a Jew schoolmaster; the woman at the bar was my servant maid; she left me the latter end of August; then I looked over my things, and missed the same as laid in the indictment; I met with her about a fortnight ago, at an acquaintance of hers, and took her up; she immediately confessed she had taken them; and pawned them; I found some of them again, on John Glyn, I am a pawnbroker, and live in Cobb's-yard, Petticoat-lane; I took these things in of one Mary Jones, as she called herself; I cannot say the prisoner is she (producing a sheet, a shirt, and a shift).

James Alefounder. I am a pawnbroker in Petticoat-lane (he produced a sheet and shirt) one was pawned the 20th of August, and the other the 21st, in the name of Mary Brown; but who that woman was I cannot tell.

Henry Crook. I am a pawnbroker in Petticoat-lane (he produced a table cloth, a shirt, and a neck cloth); I took them in of a person that called herself Mary Brown; I cannot say that I can swear to the person; they were brought the 12th and 15th of August.

Prosecuter.

Prosecutor. These are all my property, there are the initials of my name in Hebrew letters upon all but two of them.

John Bafden. When I took the prisoner up, she acknowledged to the taking several of the things, and told us where they were pawned.

Prisoner's defence.

The prosecutor promised not to put me in prison if I would confess.

Prosecutor. I did not make her such promise.

She called Martha Cope and James Lowrey, who said they never knew any harm of her. Guilty. T.

539. (L.) James Blundell was indicted for stealing a silk handkerchief, value 10d. the property of Courtney Williams, October 9. †

Courtney Williams. I am an attorney; on the 9th of this month, coming down Holbourn about half an hour after four in the afternoon, going to cross the way, a young fellow came and told me my pocket was picked; I felt and found my handkerchief was gone; he pointed to the prisoner, and said he had taken it; I went and asked him for my handkerchief; he told me he had none; after that he told me it was down an area; I went and took it up where he said it was, with the point of my stick; then I took him to a constable, and gave charge of him.

John Lovelock. I was going along Holbourn, I saw the prisoner put his hand into the prosecutor's pocket two or three times, and the last time I saw him take a handkerchief out; I followed the gentleman, and told him of it; afterwards I saw it down the area, but did not see the prisoner throw it down.

Prisoner's defence.

Going along the gentleman swang his stick about, the end of which drew the handkerchief out of his pocket; it fell on the ground, and I took it up: I work in the brick-fields in the summer time, and sell muffins in the winter. Guilty. T.

540. (L.) John Dailley was indicted for stealing a metal watch, value 4l. the property of John Norwington, privately from his person, Oct. 10. †

John Norwington. I am master of the King George Tilt-boat of Gravesend; I went to Mrs. Lancaster's, the Queen's Head in Dark-house-lane; I went to bed on Saturday the 9th of October, about eleven o'clock; I left the door open for John Wheeler to come to bed; my clothes were on the bed, and my breeches under

my pillow and bolster, with money in both pockets, and my watch in my fob; I fell asleep, and in the morning I was disturbed by the drawing my breeches from under my head, but not wakeful enough to detect the person; I fell asleep again; after that Mr. Wheeler awaked me, and said he felt a man's hand on his hand; he jumped out of the bed, we got a light, I examined my breeches, they then lay between my head and my bed's-head, quite visible; my money and watch were gone; Mr. Wheeler took the light and looked round, there stood the prisoner in a corner; I saw my watch taken out of his pocket.

John Wheeler. I was in bed with Mr. Norwington at the time; my hand happened to lie out of bed, I felt a hand upon mine; I said, hey, who is that, Norwington, there is somebody in the room more than should be; then a man in the next room called and said, here is a thief in the house; I jumped out of bed, and secured the door, and said we have him here; then one of them held the door while I got a light, and when I came up I found the prisoner stuck up in one corner of the room; I said, you villain, what business have you here; then Mr. Norwington said he missed his watch; I said, do not be uneasy, it is in the room, we have the man here; we searched him, and found the watch in his left-side breeches pocket; all he said for himself was, he did not know how he came there.

William Small. When they made a noise I came to their assistance, I belong to the same boat; I was just come in from shifting the boat; I was told there was a thief in the house; I went up into the room, my master said he had lost his watch; I observed the prisoner's thigh looked as if he had an apple or turnip there; I clapt my hand upon it, and said, here is your watch; then I took it out; then Mr. Wheeler said he had lost his handkerchief: I pulled the prisoner's shirt out of his breeches, and the handkerchief fell on the floor.

Prisoner's defence.

I found the watch upon the table; I am a seaman, I came there to lie in the house.

Wheeler. The prisoner took a lodging that night about eleven o'clock; we went and rummaged that room he had taken, there was his bed never touched nor tumbled, and his candle burning down in the socket. Guilty. T.

541. (M.) John Clayd was indicted for receiving four gold watches, value 40 l. and three silver

watches with metal and fish skin, value 15l. 15s. and three other watches, the property of John Scott, well knowing them to have been stolen by William Territt, for which he was cast and ordered to be transported. †

See the trial of Territt, N° 498, in last Sessions Paper.

The record of the trial and conviction of Territt read in court.

John Scott. I live in Gracechurch-street; the robbery was committed the 21st of January in the night, and the robber was discovered on the 24th of April; in two or three days after a letter came to Sir John Fielding, giving an account that six of these watches were pawned by Territt in Golden-lane, and were redeemed by the prisoner at the bar, and they could not raise the money, but the pawnbroker took a note of hand of the prisoner for part of it; I was sent for to Sir John Fielding's, and the pawnbroker's man was examined, on which I employed some of Sir John's men to take the prisoner, but to no purpose; then I advertised two guineas for the apprehending him: the constable and I went to his house early one morning, and searched, but he was not to be found. On the 29th of August a man came and told me he was at a house in Snow's-fields, in Southwark; I went as directed, and not knowing him I stood by him some time; he made off and ran, I ran then after him, and took him; he asked me what I had to say against him; I said, I took him for receiving a parcel of watches that had been stole from me; he said, let me alone, and I will go quietly, is your name Scott; I said, it is; he said, d—n the watches, I wish I had never seen them.

Q. from prisoner. Was there not a man with me, and did not he go away for fear he should be taken up for an assault?

Scott. There was a man with him, but they both went away together.

Francis Smith. I am a pawnbroker, and live in Golden-lane; on the 5th of February 1767, I took in a watch of Territt, named Anthony Praty, 1602; one Richard Hallam, N° 5003; one silver, William Toilmun, London; one Peter Threlkill, London, N° 2685; one Lory Paris, and one Samuel Hornaby, all pawned by William Territt, who was convicted last sessions; the prisoner at the bar redeemed the several watches mentioned the 27th of last April, for the use of William Territt, as represented to me.

Scott. Only some of these were mine; I lost thirty-one watches in the whole; on the trial of Territt last sessions it appeared the names and numbers of part of them were filed out, so there is no such thing as coming to a certainty; but there were two of them, one William Toilmun, and the other Lory Paris; I can swear positively to them two, as positive as a man can well do in such a case.

Q. What is the prisoner at the bar?

Scott. He keeps an old clothes-shop in Red-lion-market, Whitecross-street.

Q. to Smith. How was you paid?

Smith. I was paid part in money, and a note; they came in all to 26l. and 6d. I have a note of hand for 6l. 8s. the prisoner at the bar paid all the money, saving the 6l. 8s. for which he gave a note of hand.

Prisoner's defence.

On the 21st of April Territt came to my house, and asked me if I would be so kind as to go to Mr. Smith, and get him to let me have the watches out for the use of him; I asked him why he could not go himself; he said, because there was a writ out against him, and he lived just by Mr. Pain; he said there were six of them; he gave me 19l. 12s. 6d. and desired me to lay down the rest of the money; I said I could not, for I was going to Yorkshire, and should want money; he said, if he had not them out directly, he should lose the sale of them, the gentleman that was to have them was going abroad; I went to Mr. Smith, and desired him to let me have these six watches; Mr. Smith said, he believed Mr. Territt to be a very honest man; he brought them one at a time; they came to 22l. and 6d. I paid him 19l. 12s. 6d. and desired him to trust me the rest a day or two; he said, if I thought proper, he would take my note; I gave him a note, and he delivered the watches to me, and I carried them to Territt's house, and delivered them to him.

Q. to prosecutor. When was your shop broke open?

Prosecutor. It was broke open in January last, and I advertised the watches above a month in all the papers, and handbills, describing them almost all.

Q. to Smith. How came you, when all this was done, not to make a discovery to Mr. Scott?

Smith. None of these watches talked with the papers.

Scott.

Scott. It appeared on the trial of Territt here, that the right names and numbers were taken out, and others put in.

He called William Edwards, a bricklayer in Whitecross street, John Davis, a brewer's servant, and William Stockdon, a carpenter, in Red lion-market, who said he had the character of an honest man. Acquitted.

542. (M.) Thomas Sheldon was indicted for stealing a shirt, value 12 d. a pair of stockings, a handkerchief, and two yards of lace, the property of William Shatlock, Sept. 2. †

William Shatlock. I am a vintner, I keep a vault in Russel-street, Covent-garden; the prisoner was a drummer in the guards, quartered upon me, and lived in my house; I missed several things the 2d of September; I took him up on suspicion on Friday was fortnight at night, and sent him to Covent garden Round-house; he sent for me the next morning, and begged I would forgive him; and he would tell me all about my things; then he delivered to me this piece of lace, holding it in his hand; there are two yards of it, it is worth near three guineas, it is my wife's lace; he confessed taking and pawing some shirts near Horse-shoe-alley, and that he had pawned two handkerchiefs, an apron, and a pair of stockings, which I found in a house where he directed me in Stretton's-ground.

Q. What promise did you make him?

Shatlock. I promised him, in the Round-house, that I would be as easy with him as I could, and so I have.

Thomas Sacker. I am a pawnbroker; the prisoner pledged a check apron, a handkerchief, and a pair of stockings with me, the first on the 11th of September, and I think the last the 8th of October.

Prisoner's defence.

When I confessed to these things, he told me, if I would down on my knees, and beg his pardon, and tell where the things were, he would forgive me; then I told him. Guilty. T.

543. (M.) John Phillips was indicted for stealing an inch-deal board, value 10 d. fourteen inch and a half deal boards, value 7 s. two bushels of live hair, four hods of lime and mortar, and a bundle of laths, the property of Benjamin Wood, October 13. † Acquitted.

544. (M.) Thomas James was indicted, for that he, on the 2d of August, about the hour of two in the night, the dwelling-house of Charles Eyloe did break and enter, and steal fifty shillings in money numbered; and on the 6th for breaking the said house, and stealing a shoulder of veal, weight twelve pounds, value 4 s. and a bushel of flour; and on the 14th of September for breaking the said house, and stealing four pieces of beef, weight twenty pounds, value 5 s. the property of the said Charles, in his dwelling-house.

Charles Eyloe. I live at the Orchard-house, Black-wall, where the East-India company send their people to board; the prisoner is a Lascar; he broke into my house on the 2d of August at night, and broke into my bar, and took three, four, or five pounds in silver, and some half-pence; this he confessed to me after he was taken; two nights following I found my cellar-window broke open again, and some veal was taken away; I had had a new cellar door made; he ripped the hinges from the posts, and got in again; he tried to get into the wine cellar, but could not get the iron bar off: on the 11th he broke into my hen-roost, and stole eight hens and a cock; all this he confessed to me; and on the 14th of September he broke into the cellar again, and stole four pieces of beef, and I do not suppose he went away adry, there was beer, wine, and brandy; I had no suspicion of him.

Q. Was your house and cellar made fast over night?

Eyloe. They were, it was found out by a man who the prisoner had promised to give ten bottles of brandy to; that man sent word he wanted to see me; I sent the prisoner to know what he wanted with me, and the prisoner never came back again to tell me: I hearing about the brandy, ordered, if he came near, to take him; he was taken in a summer-house about an hundred yards from my dwelling-house, by some countrymen of his, and my servant man; he was cut in the wrist, and my man was cut: the countrymen of his would have killed him, if I had not prevented it; he confessed the whole as soon as taken; I asked him how he got in; he said at my kitchen window, by the assistance of a hatchet and a knife; he is a Lascar from Bengal; he belongs to the East-India company; they send them to me to board.

Prisoner's defence.

There were two white men along with me that did it. Guilty. Death.

545, 546. (M.) Lucy May was indicted for stealing two sheets, value 10 d. a linen table cloth, value 10 d. a linen napkin, value 6 d. and two clouts, the property of John Turner; and Rebecca, wife of Francis Parish, for receiving the same, well knowing them to have been stolen, October 6. *

John Turner. I had suspicion of loosing linen out of my house, upon which I charged an officer with my servant, Lucy May; after which there were some things found, but I cannot positively swear to them, there being no marks upon them.

Robert Needham. I am a pawnbroker; the prisoner Parish pledged these things with me; (*producing linen as mentioned in the indictment*) she said they were her own. Both Acquitted.

547. (M.) Margaret Gillfoot was indicted for stealing a silk cloak and bonnet, value 18 d. the property of Joseph Foster. *

Joseph Foster. I only know the cloak and bonnet to be my property; I know nothing how they were lost.

Elizabeth Foster. I am daughter to the prosecutor; I saw the prisoner with the cloak and bonnet about thirty or forty yards from our house; I knew they were my mother's; I asked her for them; she said, I do not want to keep your things, here take them, and gave me them; I do not know how she came by them; I never saw her before.

Prisoner's defence.

I was going along, and picked this hat and cloak up within twelve yards of the door; the girl came and said they were her mamma's; I gave her them; I am eighteen years of age. Acquitted.

548. (M.) Catharine Abby was indicted for stealing a linen apron, a napkin, and a silver tea-spoon, the property of Samuel Mattam, September 15. *

Sarah Mattam. I am wife to Samuel Mattam; the prisoner lived servant with me; after I turned her away, I missed the things mentioned in the indictment.

Philip Andrews. The prisoner pledged a napkin, a tea-spoon, and a white apron with me, in the name of a woman named Whiteman, whom I have known many years (*produced and deposed to.*)

Prisoner's defence.

I do not know what to say, I never was before a court in my life; I am not twenty years old. Guilty 10 d. W.

549. (M.) Philip Clark was indicted for stealing eleven dozen and a half pair of worsted stockings, value 10 l. six pair of white thread stockings, value 6 s. forty-two worsted caps, value 20 s. some breeches pieces, and a linen wrapper, the property of Thomas Nelson, the same being on a certain wharf, adjacent to a navigable river, the river Thames, October 20. *

Samuel Hawley, Esq. On the 20th of October I was in my yard, I heard the voice of a watchman, saying, you shall come back; I went and followed the prisoner, he had a truss of goods on his shoulder, with people round him; I asked him how he came by it; he said a man gave him two-pence to carry it away; I made him lay it down; I saw it was entered in Captain Thomas Nelson's cargo to go to America; I asked him where he was to carry it; he said to no proper place.

John Ricketts. I saw the prisoner very busy upon the wharf, I thought he belonged to a ship; I saw him take up this truss, and put it on his shoulder, and looked sharp about him, and made a bit of a run at first, and then went softly; I hallooed to him, and I and another man ran after him, and asked him where he was going with it; he said a man ordered him to carry it; I bid him produce the man; he said he did not know where he was; we brought him back, and took him into the counting-house.

Q. from prisoner. Whether I did not desire you to stop the young man that employed me to carry the bale of goods?

Ricketts. I did not hear any such words.

Q. Did you see any other person with the prisoner?

Ricketts. No, I did not.

Thomas Nelson. This was a bale of hosiery goods, value 13 l. 8 s.

Matthews. I am a watchman on that wharf; my master sent me on an errand, just as I returned I saw the prisoner with the bale of goods; I asked him how he came by it; he hallooed out for one Tom; I told him there was no Tom there; I saw no body that belonged to him; we brought him back with the goods on his back.

Prisoner's defence.

I was employed by a man, he was to have given me two-pence to carry them; he said only a little way; I had just got them on my back, and one of these men stoped me; I told them I was carrying the goods after the man; they asked me what man; I said, Thomas; I bid them stop him; they would not, but brought me back to the office. Guilty. Death.

550. (M.) Mary Ward was indicted for stealing sixteen yards of striped linen cloth, value 30s. the property of John Parminter, William Parminter, and James Sleigh, Oct. 15. * Acquitted.

551. John Coke was indicted for stealing a silver watch, value 36s. the property of John Papley, Sept. 24.

The prosecutor did not appear, he was acquitted.

The prosecutor's recognizance ordered to be estreated.

552. (L.) Mary Fanten, widow, was indicted for stealing two handkerchiefs, value 8d. one shift, value 18d. and a pair of stays, value 10s. the property of Elizabeth Troot, widow; and a silk cloak and a handkerchief, the property of John Morgan, Sept. 22. †

Elizabeth Troot. On the 22d of September I lost a pair of stays, a shift, two handkerchiefs, and two aprons; the prisoner nursed a lodger of mine that was ill; she had been gone at the time about three hours; she was taken up, and confessed before my Lord-Mayor that she had taken them.

John Morgan. I lodge in Elizabeth Troot's house; the prisoner nursed my wife when I was out in the country; she went away, and left my two children on the floor on the 22d of September: I did not come home till the next morning; I was told she went away about four or five o'clock; I missed a black cloak, a silk handkerchief, my wife's gown, and some shifts; I met her about ten days after; they were lost in Bishopsgate-street; I took her home, she confessed where the things were; I went and got the cloak and handkerchief at the pawnbroker's where she had directed me; I have not found the other things.

Sarah Debulk. I live in Bishopsgate-street; I never saw the prisoner but once before, then I met her in Bishopsgate-street; she asked me for a lodging; I said I had none for myself; I said, if you can make a shift to lie at the feet of my bed, you shall lie with me, when my husband gets up; she lay with us; she desired me to pawn two handkerchiefs for her over night, which I did for a shilling each; she sold a black one for two shillings and two-pence; I pawned a pair of stays for her for a crown, and a cardinal for a shilling, and fetched them out again; I never cheated her of a farthing, I gave her the money, and she gave me a quarter of gin; she went away, and I never saw her afterwards.

Benjamin Burgess. I am a constable; I was sent for to Mrs. Troot's house, there was the prisoner; she had some of the things on her back, they

were taken off her; the next day I took her before my Lord-Mayor, she confessed what she had done with the rest of the things; I went to Lamb-alley, in Bishopsgate street; the people told me they bought the things; there I got them.

Mary Wood. I bought a pair of stays, a black silk cloak, and a black handkerchief of the prisoner at the bar, at the White Horse in Lamb-alley, Bishopsgate-street.

Elizabeth Wadsworth. I bought two aprons of the prisoner, (the goods produced and deposed to by the respective owners.)

Sarah Debulk. These are the things I carried.

Prisoner's defence.

I was very much broke down; I went to live with Mr. Morgan; when I went away, I carried the things to that good woman's house, (meaning *Debulk*) and she carried and pawned them. Guilty. T.

553. (L.) John Johnson was indicted for stealing a linen handkerchief, value 6d. the property of Robert Hudson, September 11. †

Robert Hudson. On Friday the 11th of September, about three in the afternoon, I was going through Newgate, I felt some thing move in my pocket; upon which, I clapped my hand down to it, and found my handkerchief was gone; turning round, there was the prisoner; I said, I have lost my handkerchief, and I am afraid you have picked my pocket; no, said he, I have not; I said there has been no other person near me but you, and you must be the person; no, said he, but that boy did, pointing to a boy; I saw a boy standing, I went and laid hold of him, and said, you little rogue you, how dare you pick my pocket, give me my handkerchief; said he, I know nothing of your handkerchief; I said I must search you, and put my hand in his pockets, there were nothing in them; then I turned round to the prisoner again, and said, you must be the person, for I had my handkerchief just before; he denied it again; I put my hand into his pocket, and pulled out a handkerchief, and found it was not mine; then I took another out of his other pocket that was not mine; then I said I would search his breeches; I opened the flap of his breeches, and there I found a blue and white one; I took it out; after that I took another out, which was mine, a red and white one, with the initial letters of my name on it (produced and deposed to;) it being in the daytime, there was a great concourse of people; I got assistance, and took him before a magistrate.

Prisoner's defence.

I found that handkerchief as I was coming through Newgate. Guilty. T.

554, 555. (L.) Elizabeth Brown and Joseph Brown were indicted for stealing eight pair of leather shoes, value 5 s. and one pair of stuff shoes, value 12 d. the property of William Baldock, Sept. 9. †

William Baldock. I am a shoemaker, and live in Nettleton-court, Aldersgate-street; I keep a cobbler's stall in Bell-court, near Foster-lane; on the 8th of September at night I locked up my stall, and left it secure between six and seven in the evening, and when I went in the morning I found it partly stripped; I missed thirteen pair of shoes, and two odd ones; on the same day, going about to see where I imagined the thief might have sold them, in asking Martin Bridgeman in Chick-lane, who keeps an old shoe-shop, if he had had any such shoes offered to him to sale, he said he had bought nine pair, and showed them to me; I asked him if he knew the people he bought them of; he said he did, and carried me to the prisoner's house, they are mother and son; I have known the woman for upwards of five years, she lives in Long-lane.

Martin Bridgeman. The boy at the bar brought two pair of shoes, and two odd ones, to me to sell; he asked eighteen-pence for the two pair; at last he said he had some more at home; then he went and fetched seven pair more; he asked me five shillings for them all; I bid him three; I then thought some stall was broke open; he said they came from Ham-common from his aunt's, that she used to send up left-off shoes to his mother; I made him leave the shoes at my shop, and go with me to his mother; when we came there, I said to her, here are some shoes your son has brought to my shop to sell; she said, I know that; then she agreed to take three shillings; I put the money down, which of them took the money up I cannot say.

Q. How old is the boy?

Bridgeman. The mother says he is nineteen-years of age.

Baldock. They were in my custody in order to mend.

Elizabeth Brown's defence.

Martin Bridgeman came to my room, and said, how do you do, Mrs. Brown, do you know any thing of these shoes; I said, I know nothing of them; he said, are they honestly come by; I said, they are for what I know.

Joseph Brown's defence.

I was going to my mother's house, I met a young man in Aldersgate-street; he asked me if I knew any body that would buy any shoes; I said I believed I knew a woman that would buy them; he said he would give me six-pence for my trouble if I would sell them; I took and carried them to my mother's house; I went and sold them to Mr. Bridgeman; I had them of one Francis Porter, his father lives in Monkwell-street.

To their characters.

Sarah Bunney. I live in Nettleton-court, I have known Elizabeth Brown the prisoner sixteen years, I never knew any harm of her; I have known the son ever since he wore petticoats, I know no harm of him.

Elizabeth Buckland. The prisoners live in the house where I live, I never knew any harm of the woman in my life, nor ever heard any complaint of the son.

Elizabeth Acquitted. Joseph Guilty. T.

556. (L.) James Tunningham was indicted for stealing a linen handkerchief, value 6 d. the property of William Belchier, Esq; Sept. 16. †

William Belchier, Esq; On Wednesday the 16th of September, going from my house in Lombard-street to Fenchurch-street, by the corner of Birch-lane, I felt a man's hand in my pocket; I saw him draw it out, and cross the way; I immediately followed him; he made into Three King-court; I followed him there, and said, you are got into a court that is no thoroughfare, and now I shall catch you (there is a thoroughfare,) but he not knowing that, turned back, and endeavoured to push by me; I caught him by the arm, and stop him, and took my handkerchief out of his hand; I got him into Lombard-street, he there fell down, and would go no farther; there happened to be a neighbour of mine, he took hold of him, and led him to the Mansion-house; there being no body there to examine him, we took him to the Poultry Compter; there I saw him searched, and two other handkerchiefs found upon him; as we were going to the Mansion-house, he desired I would take a stick and give him a good lathering, and let him go; I said, you must take the consequence of the law, and if that will acquit you without lathering, I shall be very well satisfied.

Prisoner's defence.

Coming up Lombard-street, about eight o'clock, I saw a boy drop those handkerchiefs; I took them up, and put them all in my pocket but this; the

the gentleman came and caught hold of me, and asked me what I had there; I said a handkerchief, and gave it him; I have but one poor mother in the world, and if I go abroad she will perish; there are three children besides me; I sift tobacco at the Highlander, a tobacconist in East Smithfield, for four shillings a week. Guilty. T.

557. (L.) Catharine Morris was indicted for stealing a silk gown, value 16s. and a linen apron, value 18d. the property of Lucy Letter, widow, Sept. 14. †

Lucy Letter. I live in Little-Britain, the prisoner lodged in the same room with me; on the 13th of last month I went out, and left her in the room; I went out about ten in the morning, and did not return till about seven in the evening; then the prisoner had absconded, and I never saw her after till she was taken, which was about three or four days after; I missed a silk gown and a linen apron from out of my drawers.

Q. Was your drawers left locked or open?

L. Letter. That I cannot tell.

Q. How did you find your door when you returned?

L. Letter. I found that fast, and the key left as usual at a neighbour's, where we often left it.

Q. Have you found any of your things again?

L. Letter. I have found my gown; when she was taken she was brought to me in Broker's row in the Fleet-market; I charged her with my gown and apron; she offered me sixteen shillings for the damage she had done; I would not take that for the gown.

Q. How much did you demand?

L. Letter. I valued my gown at forty shillings.

Q. How much did you say you would take?

L. Letter. I did not say I would take any thing, I chose to have my things again.

Q. What did she say she had done with them?

L. Letter. She said she had sold the gown for sixteen shillings to Mrs. Cain, at a public-house; she said nothing about the apron.

William Angus. I am a shoemaker, the prisoner used to mend shoes for one Mr. Day at Holbourn-bridge; he gave her three shirts to repair, and four pair of upper-leathers to bind; and at the time of this robbery she went away with the whole; she wanted me to let her have sixteen shillings to redeem the gown of the woman that bought it, and so to deliver it back to the prosecutrix; I said I would not lose sixteen shillings by her; this was after she was taken.

William Oakley. I am the constable, I was ordered to go to the Anchor and Crown in Fleet-market, where the prisoner owned she had sold the gown; I told the man of the house what I came about, and his wife delivered the gown to me, and I carried it to Guildhall.

Mary Angus. I am wife to William Angus; the prisoner said in my hearing she had taken and worn the apron, and carried it back again, and put it in the drawer, but it was never seen after; she said she wanted to speak to me; I went into the yard with her; she said she was not the person that was left in the room, but she found the door open, and went into the room, and took the gown out of the drawer, and would tell me where it was sold, but did not till Mrs. Cain's daughter came; after that the prisoner said it was her own property, and she had sold it to Mrs. Cain, at the Anchor and Crown in the Fleet-market (produced and deposited to.)

Mrs. Cain. I live in the Fleet-market; a woman brought this gown to me on a Sunday night, about a month ago; I knew nothing of the woman; she asked me if I would buy a gown; I said, I did not want one; she said, it is Sunday night, and I cannot go to the pawnbroker's with it; said I, is it your own; she said it is not, it is the property of one Mrs. Morris, in Salisbury-court; she desired I would lend her 2s. upon it, and said, she had not had a morfel to-day; I lent her 2s. I said, do you come for the gown to-morrow morning; she said she would; my maid said it is a pretty colour, she should like it, if I could get it for a guinea; I never opened it, nor looked at it; the next morning the woman came, and gave me the money I lent her, and said, if I had a mind for it, the price was 16s. I said, if there is any dispute about it, bring me my money, and you shall have your gown again; that same day I saw the prisoner, who said it was her gown; I asked her if she had had the money; she said she had; I said, how came you to sell your gown; she said, she sold it for want.

Prisoner's defence.

I never knew that Mrs. Letter had such a gown in her house; the reason I quitted my lodging was, I owed her a little money, and could not pay. Guilty. T.

558. (M.) James Love was indicted for feloniously making an assault on Anne Parker, widow, with intent the money of the said Anne to steal, &c. October 15. †

Anne

Anne Parker. I live at Tottenham; I had been with some oysters this day week, about half an hour after 9 at night, the prisoner met me on the road between Edmonton and Tottenham; he desired I would deliver my money; I said, I desire you will not take my money, for I have none but what I have got for the oysters I have sold; he knocked me down, and gave me a great many blows, and asked me for my money a great many times; I was very much bruised about my arms and shoulders; he felt all about my petticoats for my money, even to my private parts, but my clothes were so tumbled about with struggling, that he could not find my pocket; I have a very bad wound on my eye, *(it was cut, and appeared very bad)*, this he gave me.

Q. With what did he give it you?

A. Parker. I believe it was with his fist; I saw no weapon that he had; there was somebody coming with a lantern, then he made off.

Q. Did you know him before?

A. Parker. Yes, I have seen him many times before; he was a neighbour; he lived but about a mile from me, and worked with Mr. Stanley, a blacksmith.

Q. Did you know him at the time he used you thus?

A. Parker. I did; and he knew me very well.

Q. Was you ever acquainted with him?

A. Parker. No, never in my life.

Q. Did he call you by your name?

A. Parker. No, he did not; but he must know me; after he made off, I went to the surgeon's and got my wounds dressed, and then went home to bed.

Q. What family have you got?

A. Parker. I am a widow, and have five children; the next morning I went and had the prisoner taken; he was at work.

Q. Was he drunk or sober that night?

A. Parker. I cannot tell; I had seen him at a public-house, where I had called with my oysters, but had no thought of his coming after me; I had not been gone from that public-house above half an hour when he attacked me.

Q. Do you think if he had been sober, he would have made such an attempt upon you?

A. Parker. He bears a very bad character in the neighbourhood, and if he had not perceived the light coming, I do think he would have killed me.

Q. How many times might he ask you for your money?

A. Parker. I believe he asked me twenty times.

John Holt. I am a surgeon; last Thursday night this woman came to my house, in a most bloody and dirty condition; I was obliged to wash her face well with a sponge and warm water, before I could discover her wounds; then I found a large wound over her left eye, which I sewed up; I dressed her wounds; she told me who it was that had used her ill, and that she happened to tell him she knew him, and she thought he would have killed her; she said it was the prisoner; I have attended her ever since; this is the second day she has been out of her bed, since she was bruised and hurt so very much.

Prisoner's defence.

I was very much in liquor, I hardly know what I did; I never asked her for any of her money, nor never had any of it; I never did such a thing in my life before, nor never should then had I not been in liquor.

In his character.

Thomas Stanley. I am a blacksmith, and live at Edmonton, the prisoner served his time with me; he behaved very well for the seven years to me; since he has been out of his time, he has been my journeyman, from the 27th of March last.

Q. How has he behaved since he was out of his time?

Stanley. He may have got fuddled and so; I saw him about 3 o'clock that afternoon the woman was hurt; he asked me for 2 s. after which I saw him no more, till the next morning when he came to work.

Mrs. Stanley. I am wife to the last witness; I never knew the prisoner to rob any body; he is apt to drink.

John Cooper. I live at Tottenham; I have known him eighteen or nineteen years; I never found but he behaved very well; he was always very sober till lately. Guilty. T.

559. (M.) John Dove was indicted for stealing a cloth coat, waistcoat, and pair of breeches, a pair of stockings, a pair of shoes, and a linen shirt, the property of Thomas Layton, October 14.

Martha Scrivener. Surgeon Baker took this child out of charity, and clothed him; he was at the house of Anne Sedgwick, a lodging-house, till he could help him to a place; the prisoner came there to lodge, and on Wednesday morning, October 14th he got up, and took all the child's cloaths that he had, and went away with them.

Q. How do you know he took them?

M. Scrivener.

M. Scrivener. There was nobody missing out of the house but he; I took him yesterday.

Q. Did you find any of the things upon him?

M. Scrivener. No, I did not.

Q. Did he acknowledge that he had taken them?

M. Scrivener. No, he did not.

Q. Do you know any thing more against him, than his being missing at the time the clothes were missing?

M. Scrivener. No, I do not.

Anne Sedgwick. These two boys lodged at my house; when I got up, Layton was crying, and said his clothes were gone; all the rest of the lodgers were there but the boy at the bar; I was pew opener at Islington, and have lost the place upon it; I know nothing what has become of the clothes.

Thomas Layton was too young to be sworn. Acq.

560, 561, 562, 563. (M.) James Chilcot, John Beale, Margaret Anne Morral, spinster, and Anne Harbry, spinster, were indicted (together with Thomas Anderson * not taken) for stealing five yards of printed linen cloth, twelve handkerchiefs made of silk and cotton, eleven yards of callico, forty-seven yards of linen cloth, and fifty-seven pair of worsted hose, the property of persons unknown, October 11. †

John Noaks. This day three weeks, between 11 and 12 at night, I was at St. Margaret's watch-house; a watchman brought a woman there who said, she had been knocked down in great George-street by two men and a woman; she said, she lodged at the house of one Brown in the Al-moary; I asked the watchman why he did not bring the people as well as the woman; he said, they were got off; I applied to Sir John Fielding for a warrant, and asked the woman if she would appear against the people if taken; she said if she did, she should get knocked on the head; she told me my best way would be to come and enter the house between 6 and 7 in the morning, the time they generally come in; I went with assistance; when I came there, Anderson as described, got out at the window and got off; we ran up stairs; Chilcot was in bed with the girl Harvey; we found the tools they made use of; it was an old ruined place; we found all these things mentioned in the indictment, in the room (*produced in court*.) Sir John Fielding had them advertised three times; there are fifty-seven pair of men and women's stockings, three red caps, five

remnants of Irish, three remnants of sheeting, three remnants of callico wrapper, twelve handkerchiefs, and other things; they say the room belongs to Margaret Anne Morral; they were all found in her room; the other witnesses can tell better how they were found than I, who were in the room, because of Anderson's making his escape; I ran up into the other room to see who else I could find; I was by when the tools were found; these are they, (*producing a stock and center bit, and two forks, the ends bent into hooks, to put into windows to draw things through windows to them, and a pocket pistol.*)

Joseph Stevenson. I am a constable, I was with Mr. Noaks; I was at the finding all these goods and tools in that room; the girl Harvey was in bed, and some of the things were found under the bed, in little bundles; the rest were in drawers, and the pistol upon the drawers, the stock and bit in the closet; they had been trying the center-bit against the closet-door, till the door was almost torn to pieces with it; Chilcot, as Mr. Noaks has mentioned, was not in bed; (in that he made a mistake,) he was upon the bed, and he got to the window, and was getting out, till I laid hold of his shoulder.

John Heley. I belong to Sir John Fielding; I went with Noaks, Stevenson, Hartley, and Bond; when they got into the room, Chilcot was getting out at the window; I up with my stick and said, if you come out, you may depend upon it I shall knock you down; I was then on the outside, they within called help; then I ran up stairs, and we secured the four prisoners, who were all then in the room; Harvey was in bed; they began to search the room, and found many of the things under her, betwixt the bed and the sacking; the two men at the bar, had two pair of new stockings on of the same sort of some of these here produced; we took and brought them all four before the Justice.

David Hartley. I was there at the time of the taking the four prisoners; I found Beale in bed with another young man, in another room; that young man said Beale had not been in bed above a minute; that young man was not committed.

Richard Bond. I was there at the time the prisoners was taken; the two men had each a pair of new stockings on, the same as some of these found in the room.

Chilcot's defence.

I came out of the country; this being a lodging-house, I went and paid 3d. a night for my lodging;

4 T

* See Anderson tried, N° 260 in this Mayoralty, with John Mitchell.

lodging; I went to bed in another room, and was just got up as these men came up stairs; I have been at work at the Duke of Northumberland's at Brentford; I bought the stockings I had on there, of a pedlar, one Saturday night; I was born in the Strand.

To his character.

James Ruston. I belong to the Princess Dowager, I am in the stables; I have known Chilcot above 8 years; I never heard nothing ill of him before this; he has come often to us, and we have employed him in the stables.

Beale's defence.

I came from Kingston upon Thames, my mother lives there; I worked at Brentford; I have been a footman to Justice Lamb four years, and two years to Mr. Higgs; since that I have been in the Middlesex militia.

Worral's defence.

I lodged in that house, there are no locks to the doors; I was putting on my things, and they came up and stoppt me; I told them I knew nothing of the matter; they would not let me go, they took me into the next room, where the other girl Harvey was in bed; they made her get up, and took us to Tothill-fields Bridewell; when we came there, we did not know what to do; from there they took us before Sir John Fielding; they asked us what we had done; we said, we had done nothing at all; my sister keeps a muffin and corn-thop; I used to be there to help her, and having no conveniency to lie there, she gave me 3d. a night to pay for my lodging in that house; I never was in any service since I came from Watford in Hertfordshire, my mother lives there; I have been come away twelve months; I know nothing of this cloth and things.

Harvey's defence.

I knew this was a lodging-house; Worral went into one room, and I into another; I did not know there was any thing in the room; I went to bed, and never turned the bed down to see what was there; I never lay there but that night; I know nothing of the things; I was bred and born at Sunderland; I had been but two days from my mother that lives at Rotherhithe; my father belongs to the sea, and my mother takes in plain work.

Q. to Noaks. How many people did you see in the house?

Noaks. It is a very small room; there was only a little boy that had been a hopping, besides An-

derfon, that made his escape; besides the four prisoners, there were only two sick woman below.

Stevenson. I only saw the little boy and these four people.

Heley. I saw no more but these four people and the little boy.

Bond. I saw two sick women on the ground floor and the little boy that lay in another room, and the man that jumped out of the window. All four Guilty. T.

564. (M.) John Shartwell was indicted for stealing a cloth coat and waistcoat, value 30s. and a crown piece, the property of Abraham Clark, October 13.

Abraham Claak. I asked the prisoner to help me draw beer, and assist in the house. On the 13th of October I asked him to lend a hand in making the beds, and clean the room out; my clothes were in my box; he went out in the afternoon unknown to us, I did not see him till about eight in the evening; then he had his regimentals on; I said, John, you look very fresh in the face, you have been drinking; he swore he had not; a little after we heard somebody up stairs; then my mistress called to me, and said, there was somebody up stairs; I went up and found him in his own room, laid down; he had pulled off his regimentals, and put on a blue coat; I found my best blue coat under his bed; I told him I had been a good friend to him, and he had requited me very badly for it; I left the clothes as they were, and went and called my mistress up.

Q. Where were your clothes before?

Clark. They were all in a box, except one coat; I went and examined my box, and found it was broke open; I had in it a crown piece, half a guinea, and some halfpence; I tried to open another drawer, and the lock was broke all to pieces.

Q. Did you find your money?

Clark. No, it was all gone, except one farthing; the prisoner before he came in, met Mr. Green, he keeps company with his daughter; he went from this up in the Strand; when we took him he would not confess any thing; lifting up his arm, four shillings dropt out of his sleeve; then he confessed the fact; he offered me these four shillings, and he told a gentleman that was in the kitchen, that he would give me 4s. and a note of hand to receive 3s. a week, till all the money was paid that I had lost.

John

John Dye. The prisoner was in liquor; he disowned having any money about him, but putting his hand up the four shillings dropt out of his sleeve; he acknowledged he had had the crown piece, and had changed it, and that he was willing to make satisfaction, by giving him a note, to take his wages of the paymaster serjeant.

Q. How did he say he got the money?

Dye. He did not confess he broke open the box, but he said he had robbed him, and that he was drunk, and did not know what he did.

Q. Was it the same day he took it?

Dye. Yes.

Q. Was he drunk?

Dye. Yes, but not so far but he understood things very well, he knew what he was about.

Prisoner's defence.

I did not take any waistcoat out of the room, nor did I own taking the waistcoat nor the coat; I had no crown piece, that four shillings I received of a serjeant the Saturday before; I was in liquor, and do not know that I said any thing about it. Guilty. F.

565. (M.) *Robert Smith* was indicted for stealing two turkeys, value 4 s. the property of *John Buck*, October 17. F.

John Buck. I live at Mile-end, and deal in geese and turkeys, and keep a public-house; I had twenty-eight turkeys in a field at Mile-end, belonging to Mr. Horsenail, on Saturday last; I missed four out of my number; Mr. Martin was drinking at my house, he said he knew who had two of them, that he saw the prisoner take them.

Q. What is the prisoner?

Buck. He is a drover, and drives bullocks; he is up and down, and will live any where.

Q. Did you ever find your turkeys again?

Buck. No, I never did.

Charles Martin. I am a servant at the White Horse at Mile-end; last Saturday morning I saw the prisoner at the bar take two turkeys out of Mr. Horsenail's fields.

Q. Where was you at the time?

Martin. I was looking out at a window.

Q. How did he take them?

Martin. He took one under one arm, and the other under the other arm, and went out of the field with them; I can say nothing farther.

Q. to prosecutor. When was the prisoner taken up?

Prosecutor. We took him up but yesterday.

Prisoner's defence.

I was going along the fields, I caught up one

turkey in my hand, and put it down again, and went on, and never took one away.

Q. to Martin. What time of the day was it you saw the prisoner with the turkeys?

Martin. It was between eight and nine in the morning.

To his character.

Mr. Robinson. I am a butcher, I have known the prisoner eight or ten years, he is a drover; all I know of him is, he has drove many a score of bullocks for me, and brought them home safe like an honest fellow.

Ralph Ward. I suppose I may have known the prisoner near seven years; for what I know he is an honest fellow, he lodged at my house half a year.

Q. What is your business?

Ward. I keep a public-house, where he might have taken a silver tankard, and other things, had he been so minded; he never took nothing of mine. Acquitted.

566, 567. (M.) *John Brals*, otherwise *Cade*, otherwise *Wasters*, was indicted, for that he, in the dwelling-house of *Mary Hubbard*, did make an assault on her the said *Mary*, putting her in corporal fear and danger of her life, and violently taking from her person a silver watch, value 40 s. a thirty-six shilling piece, a moidore, seven guineas, and five shillings in money numbered, her property; and *Jamcs Murphy* for receiving the watch, well knowing it to have been stolen, Sept. 23. *

Mary Hubbard. I live in Chiswell-street, and am a pawnbroker; on the 25th of September, about nine at night, my street-door was shut; my maid, *Anne Rimmington*, went and opened it; the prisoner came in with a handkerchief in his hand, and asked a groat upon it; I was sitting in a little room; my maid came in with the handkerchief, and was going to show it me; he followed her, and put a pistol over her shoulder, and said to me, make no resistance, your watch and your money; my maid turned round, and clapped her hand upon the pistol, and drove him back into the shop; I got up and followed; then the evidence was standing holding the street door.

Q. What is his name?

M. Hubbard. His name is *William Guy*; I found I could not make any resistance; the prisoner said to the maid, let go; she said, for God's sake, do not let the pistol off, do not kill my mistress; *Guy* at the door said, if she does not let the pistol go, blow her brains out: the pri-

soner

soner then wrenched the pistol out of my maid's hands, and turned round to me (I was got behind the counter;) he presented the pistol to my head, and said, give me your watch and your purse; I said, I carry no watch; then, said he, give me your money; I took out of my pocket a thirty-six shilling piece, a moidore, and about three guineas; he then said, give me your watch; I took it out of my pocket, and gave it him, a silver watch, with box and case in one; then he put his hand over the counter, and said, give me your pocket; then I put my hand in my pocket again, and took out some more money, and threw it at him, and said, there is all; then he put his hand over, and said, open the till; I said, I have no till; he put his hand to it, and found it was a large drawer, then they both ran away.

Q. Are you certain to the prisoner?

M. Hubbard. I believe the prisoner to be the man.

Q. How was he dressed?

M. Hubbard. He had a handkerchief tied over his nose, it did not reach over his eyes, nor down to his chin; I think I can take upon me to say he is the real person.

Anne Rimmington. I am servant to Mrs. Hubbard; the prisoner knocked at the door about the time my mistress has mentioned, I opened it; he said he wanted to pledge his handkerchief; I seeing a handkerchief tied over his nose, asked him how he came to be disguised; he said he had a fore nose; I went to my mistress, and he followed

me, and clapped a pistol over my right shoulder, and said to my mistress, your watch and your money; I turned round, and clapped hold of the pistol, and pushed him out of that room into the shop, and struggled with him some time; he said, let it go, I will not hurt you; he got it away; then he went to my mistress, as she was behind the counter, and said, your watch and your money; she gave him first silver, then gold; then he asked for her watch again; she gave him a silver watch; then he not being contented wanted more money; then she gave him gold again, then he wanted more; she then took out some, and said, here, take all; then he wanted to see the till, and put his hand over, and found it a large drawer, then they went out.

Q. Are you sure it was the prisoner?

A. Rimmington. I am very positive of it that he is the man, I looked very much in his face.

Prisoner. She would not swear to me till the evidence was sworn before the Justice.

A. Rimmington. When I went in I looked at William Guy, and said, that is the man that was at the door, I believed, and I looked at the prisoner, and said, this is the man that robbed my mistress, he had a handkerchief tied cross his nose when he robbed her.

Q. How was he dressed when he robbed your mistress?

A. Rimmington. He had a brown wig on, and a flapt hat, and I perceived he had short hair under his wig.

* The prisoner, when at the bar, had no wig on, but his own short hair.

* * The last Part of these Proceedings will be Published in a few Days.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's COMMISSIONS of the PEACE,
O V E R and T E R M I N E R, and G O A L D E L I V E R Y

FOR THE
C I T Y of L O N D O N;

And also the
G O A L D E L I V E R Y
FOR THE
C O U N T Y of M I D D L E S E X,

HELD AT
J U S T I C E - H A L L in the O L D - B A I L E Y,

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In the Seventh Year of His M A J E S T Y's Reign.

Being the Eighth S E S S I O N S in the M A Y O R A L T Y of
THE RIGHT HONOURABLE
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THE WHOLE
PROCEEDINGS
ON THE

King's Commissions of the Peace, Oyer and Terminer, and
Goal Delivery held for the City of LONDON, &c.

Continuation of the Trial of John Brads.

William Guy.

ON the 25th of September I went to Shadwell to ask for work; coming through Wingfield street, at the sign of the Sun, Whitechapel, I heard a tap at the window; I went in, there was the prisoner John Brads; I said, are you going to sea; he said, I do not know whether I am or not; they have made a sailor of me, but I will have another suit of clothes before Saturday night; I said, how; said he, I know where to make something to night; I sat down and drank a pint of beer with him; then we went to the skittle-ground; then he told me of this pawnbroker's house, in Chiswell-street; he said, she wore a purse, and a watch, and has some gold rings, and he would have them; we went to go there, but was rather too soon to go there; then he said we will go and get 2 or 3s. in picking of pockets; we went and got as many as came to 8s. in handkerchiefs; we carried them to the prisoner Murphy, and his wife paid me for them; then we said it was too soon, so we staid till about a quarter before nine; then we went to Chiswell-street, and went by the window two or three times; then we slept over to the horse-ride; there I pulled off my coat, a blue one, with brads buttons, and put on his flannel waistcoat, and he put on a brown wig and my coat; then he went to the door, and went in; I held the street door; he went in and demanded her money, and after that came out again, and said, I have got it, and we ran away into Pickax-street; he showed me what money he had, and by all accounts he cheated me out of five guineas; we did the robbery on the Friday night, and on the Sunday in the forenoon I carried it to Mr. Murphy's, the other prisoner at the bar; I asked his wife if she would see it;

she called her husband; he asked me how I came by it; I said, we had been robbing a woman of some money, and that watch; he asked what I would have for it; I said, a guinea and a half; at last I came to 27s. he desired us to call in the afternoon; when I called, he said he could not give us any more than a guinea; then I went to Brads, and told him what Murphy had said; and he said, then let him have it; I went on the Monday, and his wife gave me the guinea.

Murphy. I never saw this evidence in my life before.

Guy. I have sold Murphy many a dozen of handkerchiefs.

Q. How old are you?

Guy. I am twenty-two years of age, the 3d of March.

Q. What do you expect to come to?

Guy. I hope to get an honest livelihood.

James Brebrook. A man came and told me there was an advertisement of Mrs. Hubbard, a pawnbroker in Chiswell-street, being robbed; he said to me, go directly away, and I should see the person that did it, playing at skittles, at the Sun in Wingfield-street, Whitechapel; I went, and there took the evidence and prisoner, and carried them before Sir John Fielding.

Q. When was this?

Brebroke. This was about a fortnight ago.

Q. to prosecutrix. Was the watch ever found?

Prosecutrix. No, it never was.

Guy. Murphy said he would take care that the watch should never come to light.

Brads's defence.

I know nothing at all of the matter, I never was concerned in such a thing in my life; I was at Chatham at the time of this robbery, on board the

the Squirrel; I came up on the Monday, and was taken up on the Wednesday; the evidence treated the thief catchers with a bottle of wine, so got himself admitted evidence, and I had 100 money to treat them with. Brags Guilty. Death. Murphy Acquitted.

See Brags tried three separate times for picking pockets, N° 450, in Mr. Alderman Beckford's, N° 222 in Mr. Alderman Blakiston's and N° 132 in Sir Richard Glyn's Mayoralty.

See William Guy tried for picking a pocket, N° 99, 154, in this Mayoralty.

568, 569, 570. (M.) Thomas Lloyd was indicted for stealing sixteen linen handkerchiefs, value 8s. and two silk handkerchiefs, value 2s. the property of persons unknown; and James Murphy and Sarah his wife (together with Sarah Murphy, their daughter, not taken) for receiving the same, well knowing them to have been stolen, Sept. 30. †

John Noaks. I had information that the prisoner, James Murphy, bought stolen goods; Sir John Fielding granted a warrant to search his house; we were told if we came and watched his house, we should see pickpockets go in with things; I, Heley, and Hartley, went and watched at seven in the morning, and waited; after some time Heley said, there is one gone in; then Hartley ran across, and took Lloyd before I got in; we had observed Murphy, who is a taylor, at work upon a coat two hours, we could see him through the window; when I came in, Hartley asked Lloyd for the bundle he brought in; Lloyd said, he knew nothing of a bundle, he denied seeing any; I said, we must search the house for it; in searching about there was a bundle of eighteen handkerchiefs, sixteen cotton ones, and two silk, found between the grate and a board that stood before it in the fore-room (*produced in court*); Sir John Fielding has advertised them, but no owners came; in the search Mrs. Murphy offered me her pocket to search; I said the bundle could not be put in that.

Q. What sort of handkerchiefs are they?

Noaks. They are all of different sorts, not two alike; Lloyd said he came with a coat to be mended; I said, I had seen Murphy working two hours upon that coat, as we had been watching the house; we took up Lloyd and Murphy.

John Heley. I was at the house of Mrs. Clark opposite Murphy's house, in Playhouse-yard,

Whitecross-street; I saw Lloyd come down the street, with a bundle in a handkerchief under his arm; I had seen him before, and knew him; we had been told there was a back way to the house; we went out, Hartley went to the back door, and I to the front in the street; I heard Hartley cry, halloo; I went; he said I have one in custody, which was Lloyd. Lloyd had then no bundle, he denied having any; we searched very particularly under the shop-board where Murphy was at work, and could not find the bundle; we were going away; Noaks said, I shall have another look; in going to the fire-place, here it is said he, and took it up; I said, I knew it to be the same bundle that he brought in; Murphy said he brought in no bundle, he brought in this coat, (meaning a coat he was at work upon.)

Q. Might not Lloyd bring in that coat for what you know?

Heley. I know Lloyd brought in a bundle, and I saw Murphy working upon that coat, I dare say two hours that morning.

David Hartley. I went with Noaks and Heley; I saw a lad coming down the street with a bundle tied in a handkerchief, I saw him go into Murphy's house; I was in a hurry to get to the back-door. I went in and took him; I asked him where the bundle was that he brought in; he said he brought none in; Murphy said, he brought in that coat he was at work upon; I had seen him at work on that coat two hours, or thereabouts; we searched the whole house, and I do not remember seeing any other coat in the house; I saw the bundle found near the fire-place concealed.

Q. to Noaks. Did you see any other coat in the house but what Murphy was at work upon?

Noaks. I saw one in a drawer, which Murphy said was his own coat.

Susanna Clark. I live facing Mr Murphy.

Q. What are you?

S. Clark. I do business for a cabinet-maker; I have seen many boys go into Murphy's house at different times, and have seen them carry handkerchiefs in, and have seen Mrs. Murphy pay them money upon the counter, I could see it cross the way; when they thought I watched them, they used to go in at the back-door; but when they got into the house, I could see them open the handkerchiefs.

Bartholomew Fenton. About three quarters of a year ago, I was drawn into bad company, and did many robberies; Murphy and his wife used

to buy things of us; Mrs. Murphy generally paid the money, for what I and other boys carried; they gave us hardly any thing for what we brought.

Lloyd's defence.

I was going down to Limehouse to see after some work on the Tuesday night, before the Wednesday that I was taken; coming home between eight and nine in the evening, I had occasion to ease myself; going down a gateway I found that bundle, I took and brought it home; and in the morning I saw what it was; and as Mr. Murphy had made me a coat and several things; and was making a coat at the time, I had seen two or three handkerchiefs hang at his door; I went to see whether he would buy them; I was afraid of getting into trouble, made me not own it at first.

He called seven people to his character, but none could give any account of him, or his behaviour for three or four years last past.

Murphy's defence.

I had a green coat to turn for this young man, he brought it in a bundle; I did not know where he lived; he desired me to get it turned and pressed; I had had it about nine days; then he agreed to let it alone a little while, I being busy; the week following he came for it; I promised he should have it by 12 o'clock the next day; about a quarter past eleven he came in, I was tying my garters, or buckling my shoes, I do not know which, I discerned something under his arm, but what it was I could not tell.

Sarah Murphy's defence.

I know nothing of the young man; I never denied his bringing in any bundle, I saw no bundle that he brought.

To their character.

Thomas How. I am a scowerer, and live in Whitecross-street; I have known Mr. Murphy eight or ten years; he is a very honest industrious man, and she a woman.

Q. Did you ever hear of their dealing in handkerchiefs?

How. No, I never did.

John Griffin. I live in Playhouse-yard, Whitecross-street; I am a lath-maker; I have known Mr. Murphy and his wife above six years; he is an honest man, one that works hard for his family; this is all through a spiteful neighbour.

John Brogden. I am a periwig-maker, and live in Whitecross-street; I have known him almost seven years; I look upon him to be a sober honest man.

Edward Overton. I am a file-cutter; I have known him about four years; he is an honest man.

John Underwood. I keep a haberdasher's shop in Whitecross-street, I have known him four or five years, he is a very honest man.

Daniel Yape. I never heard the man did any thing amiss in my life.

James Hollingsworth. I am a tallow-chandler, and live in Playhouse-yard; I have known him about six or seven years, I look upon him to be a very honest, sober, industrious man.

John Ratford. Murphy is a tenant of mine; I am a bricklayer, I have known him above six years; he bears the character of a very honest worthy man.

Thomas Hattersley. I am a smith, and live in Playhouse-yard; I have known him about four years; I never knew nothing of him, but that of an honest industrious man.

Thomas Sutton. I am a carpenter, and live in Playhouse-yard; I have known him about a year and a half; he bears the character of an honest worthy man. Lloyd Guilty. T. Murphy and his wife Acquitted.

571, 572. (M.) Moses Matthews, otherwise Burton, and Elizabeth his wife, were indicted for stealing a linen bed-quilt, two sheets, two blankets, a saucepan, a brass candlestick, and a flat-iron, the property of Charles Forward, in a certain lodging room lett by contract, &c. Sept. 10. ‡

Charles Forward. I live in Charles-street, Westminster; the prisoner, Moses Matthews, took a lodging of me ready furnished, for himself and his wife; the things mentioned in the indictment were part of the furniture; they took it this day six weeks; they staid till last Tuesday morning, then we went into the room and missed the things; the constable took up the man and locked him up; he owned to the pawning the things, but did not know where; then the woman was taken up, and she confessed where they were; we went and found them as she had said.

William Stoaks. I am a pawnbroker, and live in Tothill-street, Westminster; the woman at the bar brought a quilt the 19th of September, one sheet the 10th of October, and another on the 15th, and pledged them with me.

James Stiles. I am a pawnbroker, and live in Castle-street, Leicester-fields; the woman at the bar pawned two blankets, a saucepan, a brass candlestick, and a flat iron with me; a blanket and

and faucepan were brought the 20th of October, and the other things about the 24th of September (the goods produced and deposed to.)

Moses Matthews's defence.

When I knew of the guilt, and one of the sheets being pawned, I desired my wife to go to the pawnbroker and tell him they should be redeemed in a few days; accordingly, I believe she did go and inform him of it; that morning she had not been well, and I left my own coat and hat before I went out, for my wife to carry to get some money, for her to take in sewing work, but they did not bring enough; then another sheet was pawned; my wife got work and did it, but has not been paid yet; when Mr. Forward charged the constable with me, I had not time to send for my friends to redeem the things; and he being impatient, my wife was taken up; I sent for one friend, he was not at home; then we were taken before Sir John Fielding and sent to Tothill-fields Bridewell; then it was night; I could see no body the next morning; I was taken to Sir John again, and he committed us here.

The wife's defence.

I carried the things, and told the pawnbroker I would fetch them at night; and when I came back again, Mr Forward took me in custody; I told him where I had carried them; he locked me in his garret, I could see no body; then he took me to Sir John Fielding; after that I was committed, and had not time to send for our friends.

To their character.

Joseph Harris. I have known the man at the bar four or five years; I looked upon him to be an honest man of good parents; he has been in the flour and coal way.

Q. What was he in lately?

Harris. Lately he has been in no business.

Q. When had you seen him last?

Harris. I have not seen him for this four or five weeks past.

Josiah Jacome. I have known him some years; he carried flour at a wharf; he has a very good character.

James Matthews. I am his own brother; he was always called a good servant till he married, then he was taken very ill; that is I believe about a quarter of a year ago.

Q. What are you?

Matthews. I am a coal-heaver.

Increase Beale. I am sorry to see the prisoner at the bar here; he was clerk at the next wharf to mine; I believe there he was as honest a servant

as any was; and was his master here, I believe he would give him the same character. Moses Guilty 10d. W. Elizabeth Acquitted.

573, 574. (M.) William Edwards and Mary Dunderdell were indicted for stealing a glove, value 2d. and 81l. 10s. 6d. in money numbered, the property of Daniel Lucas, in the dwelling-house of the said Daniel, August 6 +

Daniel Lucas. I keep the Fox and Crown upon Highgate-hill; on the 6th of August the two prisoners, and Richard Thomas, and another young woman not taken, came to my house; Edwards came in first, and immediately ran up stairs; Dunderdell followed him, and then the other two, they were there some considerable time; we had two chaises in the yard, and some men playing at skittles; I said to my wife, do you mind the company above stairs, and I will mind them in the yard; I saw Mary Dunderdell two or three times standing on the middle of the stairs, calling, where are the onions, then, where are the cucumbers, saying, I will give you no trouble, I will take them of you, and carry them up stairs; there was not one person up in that room but those four people all that day; my bed-chamber is opposite that room-door; when they came down stairs Edwards came first, and said, Lucas, make me a shilling's worth of punch; I made it, and offered them glasses; they refused them, and drank it standing at the bar; Dunderdell asked my wife if she drank tea in the afternoon; my wife answered, sometimes she did, and sometimes she did not; said she, if it is not too much trouble put on the tea-kettle, we will be back very soon; they went away, but never returned; after they were gone, I found the lock of my room-door where I lie, broke, and the lock of my bureau in that room broke; there were four locks broke in all; I missed fifty-three guineas in a woman's glove, and a purse which had 20l. in it. On the 24th of August there came a tall lusty woman to my house, and told me she came from Newgate, from Mr. Edwards; she brought a fowl with her; I took her into the back-parlour, there we dined; she put her hand into her pocket before dinner, and proposed to me to make up my loss, in case I would not prosecute Edwards; I took no money of her; she came again on the 25th with a letter; I went to Newgate on the 26th to Edwards; I took three persons with me; he was asked by one of them; whether he was willing to make up my loss; he said, he would do any thing to save life, and I dare say

you would do the same any of you; we had a couple of bottles of wine; I told him I had a woman sent to me (that woman was then by) and she had told me down 20l. upon the table, and had more in her hand, but I refused to take it; he said he knew it very well.

Q. What did the woman say?

Lucas. She said she came down on purpose to solicit for that unhappy man Edwards, and she would do to the utmost of her power; you shall have it, do but save his life, he does not mind going abroad; I was not willing to take the money; I went to Sir John Fielding's, I told his clerk the same I have here, and when she proposed to come again, he said, you may depend upon it you shall have somebody at your house at the time she comes again; she came rather sooner than after her time; Mr. Marsden came in soon after her, she came with a woman that was with her before; when Mr. Marsden came in, I told him they were in the back-parlour, and the money is recoverable, she had told me it was; said he, you must not take it; I put Mr. Marsden in the fore-parlour, that he might hear what she said, they were not above a yard and a half distance; she said she had seen Edwards, and let him know what you said, and here I have got a letter from him, and desired I would go one half hour to speak to him; accordingly I did, which was on the 26th, as I mentioned before; there I told Edwards of the letter brought by the woman on the 25th, as I mentioned before; after the woman and I had had some talk in the parlour, I came out, and said to Mr. Marsden, farmer, how does the harvest go on in the country; he said, it goes on very well; I said, I hope we shall have things cheaper; then I went in again to the woman, and began to talk about Edwards again; she made me promise I would go to him the next morning; I went to Sir John first, and went there afterwards; when at Newgate, Edwards told me he thought he was worth about 40l. and his goods and effects about 40l. more, and he would do any thing to save life; I should have mentioned I saw the print of a narrow chisel, which had been put in, in order to wrench my chamber-door open.

Alice Lucas. I am the prosecutor's wife; the prisoner Edwards, and the woman by him, which goes for his servant, and another woman, which they call his sister, and Thomas the evidence, came to our house; Edwards, at coming in, flew quick up stairs; after him the others went up; then I

went up to see what they wanted; they ordered a bottle of Burton ale, and three pennyworth of bread and cheese; the woman at the bar asked me if we had any cucumbers; I sent out, but could get none; she said to Edwards, you might have let me brought some from home; they asked me for plates and onions.

Q. Did you know them before?

A. Lucas. Edwards and his father had been at our house before several times, and brought their victuals in their pockets; the prisoners, and the other two, were in that room I believe an hour, or an hour and a half; the woman was waiting about the middle of the stairs often; when I brought the onions she was there, and took them, and said to me, you are in a hurry, I will take them; she carried them up stairs; there was no body in the tap-room below, or up stairs, but themselves; there were two chaises stopt, and I ran out with the bottle of Burton ale to them; I was not out of the house above a minute; my husband served the people in the skittle-ground, and I in the house; when the prisoners and their company came down, he called for a shilling's worth of punch, they stood and drank it without glasses; then the woman at the bar said, we are going to the sign of the Flask, set on the tea-kettle, we shall soon be back again, but they never returned; it was not half an hour before that we had all the money, it was all my husband and I had been working for for twenty-five years; after we missed it, I not knowing their names, or where they lived, with a great deal to do I found out one Mrs. Preston, who directed me to Edwards, who lived by Litchfield-street, Seven Dials; he is a painter and glazier; Mr. Preston was a glazier, and they had come together to my house; there were all manner of clothes, enough to dress out twenty beggars, which we found under a bed; I took some of Sir John Fielding's men with me; when we were in sight of the door, we saw a woman standing, but when we got up she was gone in; I charged the men with her and Edwards; this was on the 7th of August.

Richard Thomas. Edwards asked me to go with him to Kentish Town, on the 6th of August; he had some painting to do there for an attorney, I helped him to do it, there was the woman at the bar, and another woman with us; then we went to the Fox and Crown at Highgate, we went into a room up stairs; after we had been there some time, Edwards said to me, I wish you would go down and order some Burton ale; he was then standing

standing at the chamber-door, opposite to the room where we were; when the woman was bringing it up, Dunderdell ordered me to order her not to bring Burton ale, but some punch; I staid talking with him while he was making it, in the mean time the two women and he came down stairs; after that we drank the punch, and went out of the house; when we were going along, Edwards said he had got some money, he knew I was short of money; I desired he would let me have five guineas; he did, and gave the other woman that is not here, one guinea to buy her a new gown.

Q. Did he tell you where he got the money?

Thomas. He did, he said he got it at that house out of the room, opposite to that we went into.

Q. Did he tell you how much he had got?

Thomas. No, he did not, we went with that design; when we first went out, he said he should go there for some money.

Q. Did he say the man owed him any money?

Thomas. No, he did not; he told me he knew the man had money.

Q. What is Mary Dunderdell?

Thomas. She is his maid; I saw something in his hand, when he gave me the money, like a woman's glove; I remember hearing Dunderdell mention something about drinking tea, and talked about calling as she came back.

Q. When was you taken up?

Thomas. I was taken up with Mr. Edwards; I am a vintner by trade, and after that I made this discovery to Sir John Fielding.

Joseph Stevenson. I found these things in Edwards's apartment (producing a screw-driver, a picklock key, and a piece of steel turned like a hook, very proper for picking locks.)

Thomas. I have seen this key and hook before in Edwards's possession.

On his cross examination he was showed a letter which he owned he wrote to Edwards in prison, that the paper, pen, and ink, was brought to him by a fat tall woman.

Prisoner's defence.

I have known this evidence two or three years, he had been in the King's Bench; when he came to me he came without any thing on his back; I took him to work with me, I was painting at an attorney's house at Kentish Town; when we had done the job, we went up to Lucas's and drank; there were two or three post-chaises at the door, and people at skettles; the place was full below, the woman bid us go up stairs; there was a bottle

and glasses on the table, we had some ale, and bread and cheese, and came down and had a shilling's worth of punch, and drank it; then we came away home.

Dunderdell's defence.

I never saw a robbery done in my life.

For the prisoners.

The letter read, directed for Mr. William Edwards, Newgate.

Mr. Edwards,

Aug. 24, 1767.

"I am very sorry, it was by persuasion I was an evidence before Sir John Fielding against you, which I never should, had it not been for his people; as for that robbery at Highgate, which you are in Newgate for on suspicion, I never did see you do it; I never saw you break no locks nor doors there, nor any other place; and as for Manning's, I did not see you break any doors, nor never did I know that you had any money but what was your own property; and what I said before Sir John at the time, I was much in liquor.

"Richard Thomas."

John Cooper. I am a glazier; this mohawk instrument (the crooked piece of steel) is made use of in our business in the lead work; I worked for the prisoner last June in Oxford-road.

Q. Is that a proper glazier's tool?

Cooper. We can do very well without it.

Q. Upon your oath, did you ever use one of these tools in your life?

Cooper. No, I never did.

John Wood. I have known Edwards above four years; I am an oilman in Bishopsgate-street, I never heard any dishonesty by him before this.

Mr. Edwards. I keep a public-house, I have known him ever since he was in business, which is five years and a half; I never heard any bad character of him.

Q. In that five years and a half, how many different places has he lived at?

Edwards. I know of two.

Q. How many more?

Edwards. I will not tell any thing about him.

Thomas Catlin. I am a butcher in Newport market; I have known him above three years; he has a very good character.

Peter Dawson. I am a draper and salesman in Monmouth street; I have known him eleven or twelve

twelve years ; we were young fellows together ; I always looked upon him to be a very honest industrious young fellow, and particularly latterly.

Charles Morden a cane merchant in Fleet-street, who had known him upwards of twenty five years ; James Dowley of Gerrard-street, John Bais a dealer in zeals, William Chapman of Stanhope street, John Whinnel a lapidary, in King-street, St. Anne's, and Sarah Chapman, gave him a good character ; and Francis Affin, who keeps the Montpelier coffee-house, deposed, he had known him almost seven years ; he had employed him, and never found any thing amiss of him ; but never enquired much into his character.

Edwards Guilty. Death. Dunderdell Acq.

(M.) They were a second time indicted for stealing a gold watch, with the outside metal, covered with thagreen, value 10l. and 40l. in money, the property of Elizabeth Bartholomew, widow, in the dwelling of her the said Elizabeth, August 6. †

Elizabeth Bartholomew. I keep the White Conduit-house. On the 6th of August, two men and two women past me, as I sat at the bar, and went up stairs, but I should not know them ; I know there was nobody up stairs that day, but that company ; I fetched some money down that day about six in the evening, to pay a butter bill ; then the money was all in my bed-room in a bureau chest of drawers, under two locks ; about a quarter after ten I went to wind my watch up, and it was gone ; then I turned about to the drawers ; the key would not go into the lock, I found that broke ; the drawers were unlocked ; then I missed my money, 49l. in silver, in a canvas-bag ; I found afterwards there were two crown pieces missing from a little drawer, but I did not miss them immediately ; I sent word to the Angel inn, which my son keeps, that there had been a company of four people, two men and two women, up in them rooms, and called for a bottle of wine ; it was up one pair of stairs ; they went into the one pair of stairs, but my bed-room is up two pair ; I sent to Sir John Fielding, and had the watch advertised, but never heard any thing of it since, neither have I recovered any part of my money.

Charles Mason. I am a waiter at the White Conduit-house ; I waited on the prisoner, there was a man and two women with him ; Edwards and Thomas were the two men ; there was only that company up in that room that day ; I carried them up a bottle of wine.

Catharine Bardett. I live at the house ; I can swear Edwards was one of the four, but I cannot speak as to the woman ; there was no other company up stairs that day but that company.

Charles Martin. I was at the White Conduit-house that evening ; I saw them all four come down stairs about 8 o'clock ; there were the two prisoners at the bar, and Thomas the evidence ; I remember I was speaking about Mr. Manning being robbed at the same time.

Richard Thomas. As we came from Highgate that night, we went in at the White Conduit-house, for a bottle of syllabub, and a bottle of wine ; Mr. Edwards went up another pair of stairs, and staid there till we had drank some syllabub ; he came down again, and as we were going home said, he had found a couple of crown pieces, that would do towards paying the reckoning ; I know nothing more of any money, neither had I any part of the crown pieces.

John Heley. I am one of Sir John Fielding's people, I was at the taking Edwards ; when at Sir John's, Sir John ordered him to be searched ; I searched him ; we found five guineas, a quarter guinea, thirty-one half-crowns, a crown piece, fourteen shillings, and twenty-eight six-pences upon him ; he begged of Sir John to let him have some money to keep him in goal ; Sir John ordered him the five guineas, which was delivered to him ; and the quarter guinea to the evidence Thomas.

Edwards's defence.

I am very innocent of what they alledge against me ; I was there, but was never up stairs from the company. Both Acquitted.

(M.) They were a third time indicted, together with Elizabeth Edwards (not taken,) for stealing a silk gown and petticoat, value 50s. a pair of silk breeches, value 10s. a linen cap, value 20s. five silk ribbons, value 2s. a silver stock-buckle, value 2s. and a crown piece, the property of Thomas Prigg, in the dwelling-house of the said Thomas, July 17. †

Thomas Prigg. I keep the Blue Anchor, in White-chapel ; the prisoners came to my house and went up stairs ; they had some liquor and supped ; they paid the reckoning and went away ; when I went to bed about eleven, I went to open the drawer where I keep my money ; I could not unlock it : they had been in a one pair of stairs room, my bed-room joins it ; I put my money in the middle drawer of the chest, and I found that unlock-

ed;

ed; I went to lock that and could not; I went to bed, and said nothing to my wife; I said nothing about it, I think, till the Wednesday following, this was Monday the 17th of July; then I missed two crown pieces, four half crowns, and my silver flock buckle; we went to bed that night, and the next morning we went to see what was lost; then we missed a white silk gown and petticoat, and a pair of silk breeches, some caps and neckcloths; we have found the gown and petticoat again, and some caps and neckcloths.

Anne Prigg. I am wife to the prosecutor; I lost a silk gown and petticoat, caps, ribbons, a pair of white worsted stockings, and other things, but cannot say I know either of the prisoners.

Joseph Stevenson. I found the silk gown and petticoat in a box in Edwards's apartment; Dunderdell said it was her box; she lived with him as a maid servant.

Rich. Thomas. I was with the two prisoners at that time at that house; there was only us three there; Edwards gave me the gown and petticoat to bring home, and he gave me half a guinea afterwards; he said he got them out of a room adjacent to the room we were in.

Edwards's defence.

I have two witnesses here, that can prove Thomas said it was his wife's gown; at that time I believe he had not been above a fortnight out of the King's Bench; he said he gave three guineas for it. Edwards Guilty 39 s. Dunderdell. Acq.

(M.) They were a fourth time indicted for stealing a linen cap, a silk gown, and a handkerchief, the property of Mary Trevett, spinster, August 4. †

Mary Trevett. I am servant to Mr. Treble at the Bull in the Pound, Coldbath fields. On the 4th of August in the evening, the two prisoners and evidence, and another woman, came to our house; they were in a room up stairs, and nobody else that evening; after they were gone, I missed a silk gown, a cap, and handkerchief from out of my box in my room, up two pair of stairs; there was a neighbour in the house that shook hands with Edwards, and called him by his name; I told my master and mistress what I had lost, and my master went round among the pawnbrokers; then we heard of the White Conduit-house being robbed; we found by that neighbour where Edwards lived; I went with the constable to his room, there I found my cap and handkerchief, and a pawnbroker's duplicate of the gown where it was in pawn; when I saw the prisoners again, I was sure,

and am now, that they were two of the people who were up stairs that evening.

Richard Blake. I am a pawnbroker, servant to Mr. Alison in Friday's-court, Leicester-fields; the woman at the bar pledged this gown by the name of Mary Edwards to me, (produced and deposited to.)

Richard Thomas. I and the two prisoners went to this house; we went up into a small room; Edwards went up from us, and brought down gowns and other things; he gave me this gown to carry home; when we got home, he sent the woman at the bar out to pawn it; she returned and said, she had pawned it for 15 s. and 9 d.

Edwards's defence.

I am innocent of it; I do not deny being in the house with this man; we went up into a one pair of stairs room, and drank a shilling's worth of punch; while we were there Thomas went out of the room once or twice, then he asked me if I would go, I said I would; he said, do you pay the reckoning; he was gone on before; we overtook him about Bagnigge-wells; he said he had forgot something, and must go back; I, and Dunderdell went on, and got home about 9 o'clock; he came to my house, and brought this gown with him, and said it was one of his wife's gowns, and said he should be glad if I would pawn it for him; accordingly I sent the girl to pawn it; she went and brought a guinea upon it. Edwards Guilty. Dunderdell Acquitted.

575. (M.) Thomas Windsor was indicted for stealing a brass mouth-piece, value 1 d. a knife, value 1 d. and 2 s. in money numbered, the property of John Shropshire, privately from the person of the said John, October 4. *

John Shropshire. I was sent to see a lady home to Fleet-street, with a hackney coachman; when we had set the lady down, the coachman and I had a pot of beer; it was rather too late to go home; I went to a night-cellar, and when I was sleeping there, Mr. Howard a chairman awaked me by seizing the prisoner; I found my pocket was cut, and two shillings taken out of it.

James Howard. I went to the Red Lion, there I saw these two blacks (note, the prosecutor and prisoner were both blacks,) sitting in a box together; I sat down by them; the black that is the prosecutor, was asleep; after some time the prisoner got over the table, and went out into the street; he soon returned again; then I saw his hands busy about the prosecutor's pocket as he was asleep; I

watched his motions, and saw something like a knife; then I saw him cut the prosecutor's pocket, and take 2 s. out, as I thought, it was silver; he looked at it, and shut his knife, and put it into his left hand pocket; I seized him directly, and said, you villain, you have robbed that man; he denied it; we searched and found 2 s. in his pocket, and a mouth-piece belonging to a French horn, a knife, a copper medal, and several things, which the prosecutor owned; the prisoner was taken before the Justice; there he confessed he had taken the money and things from the prosecutor.

Prisoner's defence.

We were sitting there; I and another young fellow were drinking together; the prosecutor was drinking all night, before he came into our company; he was very merry, and in liquor; he was for fighting, and wanted me to hold his clothes; I advised him not to stir; presently he came and sat down by us, and went to sleep; I went out at the door to make water, and came in again, and sat down by him, and this chairman challenged me with picking the man's pocket; I said, I had not; I live with Esquire Spooner, in Cavendish-square.

Q. Is he here?

Prisoner. No, he is not. Guilty. Death.

576. (M.) Anne Farmer, spinster, was indicted for stealing a gold ring, value 10 s. the property of Samuel Dowding, September 15.

Samuel Dowding. On the 15th of September, between the hours of nine and ten, I went in at the Shakespear's Head, Russel-street, Covent-garden, to drink a pint of beer; the prisoner was there, and intruded herself into my company; I paid my reckoning, and went out of the house; she followed me, and desired me to go home with her, which I refused; she got hold of my finger, and got my ring (a gold one) from my finger; I laid hold of her, and desired her to give it me; she struck me in the face; a gentleman opened the door and asked me what was the matter; I told him what had happened, and in the mean time, the prisoner was conveyed away, I suppose, by some of the same faculty; I went to see for her at the Crown and Cushion, there I saw two girls that were in company with her at the Shakespear's Head; they asked me for a dram; I said I would give them a guinea if they would produce the person that had taken my ring from my finger; they with an oath declared, was I to give them five they would not; I went home; the next

morning I got a friend, and we went to the Shakespear's Head, he was acquainted with the man that keeps it; we applied to the waiter; then he went with us; we found the prisoner in one of the courts leading to Bow-street; she declared she never saw me in her life, and when she came before Sir John Fielding, she then pretended that I positively had given her the ring in lieu of cash, I suppose to have some concerns with her.

Thomas Southgate. The prosecutor called upon me, the morning after he had lost his ring; he seemed very uneasy, it being a mourning ring he had for his wife; we went and examined the waiter, and found the prisoner was likely to be found in an alley, where I suppose there are fifty or an hundred such whores, pickpockets, and thieves; I was afraid to go among them, but however I did, and took her, and carried her before Sir John Fielding; she said at first she never saw the prosecutor in her life; and afterwards she confessed she had it, and said he had made her a present of it; we went and found it at Mr. Rochford's, a pawnbroker.

Frank Rochford. I am a pawnbroker; on the 15th of September at night, the prisoner at the bar pledged this ring with me; (*produced and deposited to by prosecutor.*)

Prisoner's defence.

I went in at the Shakespear's Head to drink, this gentleman was sitting in a box; he got up, and asked me to drink; I did not drink the first time, and the second time I believe I did; a woman came in with some oysters; he asked me if I would have any; we had some, and two or three pints of beer; he asked me where I lived; I said in Bow-street; he said it was a mean place, he did not chuse to go; he asked me where my hat and cloak were; I said they were in pledge; he said he had a ring which he did not care to part with, but did not mind leaving it for a night; he went with me to the pawnbroker's door, and when I had pawned it for 8 s. I gave him the money; I was to have staid all night with him, but I ran away. Guilty. T.

577. (L.) John Austin was indicted for stealing three pounds weight of horse-hair, value 4 s. the property of Robert James, Sept. 23. †

Robert James. I manufacture chair bottoms; on the 23d of September I happened to be out; the prisoner was a journeyman in the house; I was sent for home, and told he had got some horse-hair; he was sent to the watch-house by my father;

ther; I went to him, and desired to know if he had any confederates in the house; he said there were none; I asked him what was his intention to do with it; he said, when he had got twenty or thirty pounds together, he used to go and sell it at a rag-shop in St. Giles's, and that he had gone on so for two months past.

Stephen Newland. I am apprentice to the prosecutor; the prisoner asked me for the key of the warehouse on the 23d of September; I went to look for it, and told him I could not find it; upon that he went to the counting house, and took it, and went to the warehouse, and I lay down and watched him, and saw him putting hair into his pocket; I called the maid, and she saw him; then I called my mistress, and she saw him; then I went and locked the door, he came up, and went to go out, but could not; I asked him what he had in his pockets; he said he had nothing; we took the hair out of his pockets, there were three pounds weight of it.

Prisoner's defence.

I never stole a bit of hair. Guilty. T.

578. (L.) James Pentecost was indicted for obtaining divers goods, the property of Charles Bartrum, by false pretences, Feb. 2. ‡

Charles Bartrum. I keep a hardware-shop on Fish-street-hill; on the 2d of February the prisoner came into my shop, between the hours of eleven and one, and said he wanted some plaited buckles; he said he was a merchant, and traded to America; he said I must charge them upon the very lowest terms, for he always paid ready money, and if I used him well he should be a very good customer to me; he came round my counter to my show-glass, and was pulling out some metal buckles, and was taking out two or three dozen of a pattern; I said, you had better have one dozen of a pattern, that will suit that country best; he said, very well, then let it be so; he chose out to the amount of 14 l. 1 s. in goods; he gave me this card, and said, that was his name upon it, that is, James Pontry (*producing the card from a good engraving on copper-plate*;) he said there was his name on the door; the card was, James Pontry, at No 18, Fish-street, near Friday-street, Cheapside; he pretended he should be an exceeding good customer if I used him well; I was to send the goods the next morning to his house, by nine o'clock, and he said he would pay the money upon delivery; accordingly I went with my boy, James Sims, at the time.

2. What goods had he agreed for?

Bartrum. Three dozen of buckles plaited with silver, two dozen of plaited spurs, nineteen dozen of metal buckles, which is 228 pair; I was informed the person was a new comer; I found the house with the name on the door, and a boy waiting at the door; I asked if the gentleman was at home; the boy said, no; I said, when will he be at home; he said, it will be an hour first. Upon this, I having a little business to do at the Bank, I said to my boy, be sure you receive 14 l. 1 s. for these goods before you deliver them, and do not you stir till I come back again, and left the bill with him; upon this I went up Friday-street, and fearing the prisoner should not be a good man, I returned to his house in about a quarter of an hour, and when I came there my boy was gone; I asked the prisoner's boy if his master was come home; he said he was; I said, has my boy received the money; he said, no; I said, where are the goods; he said, they were locked up stairs; I followed my boy, and said, you rascal, you are cheated, this fellow is a cheat; said he, the man tore the receipt off the bill, and gave me that.

2. Should you have trusted him had he come in his true name?

Bartrum. I was to have ready money.

2. Do you find that he is a merchant trading to America?

Bartrum. No; when I was before Sir John Fielding, they said he was a common thief, after I had described him; my boy told me he said, give my compliments to your master, and I will call upon him at two o'clock, and tore the receipt off the bill, and gave it him; he came at two o'clock, and ordered more goods to be sent the next morning, that was three dozen of plaited buckles, twelve dozen of knives, and three dozen of razors, all to the amount of 7 l. 11 s. and said he would pay both together; I packed them up, and went the next morning with the box of goods; when I came there, I had for answer much the same as the day before from the boy in waiting; upon that I ordered my boy back with the goods, and I went backwards and forwards several times, till I was thoroughly convinced he had cheated me out of my goods; he left that house three or four days after, and I never saw him till I saw him in New Prison.

Prisoner. Here is Mr. Bartrum's bill (*producing a bill*.)

Bartrum. This is my hand-writing, it is the bill of the goods, the receipt is torn off.

It is read in court, the contents 14 l. 1 s.

Q. from prisoner. What passed at Hickes's-hall?

Bartrum. The prisoner called out to me, and said, I shall get rid of this presently (*meaning what he was then to be tried there for*;) I shall move this into the King's-Bench, and put you into the Exchequer; I will pay you, said he, when this is over, come to me when this is over, but I never did go to him after that.

Q. from prisoner. Did you not tell me, if I would pay you seven guineas, you would not prosecute?

Bartrum. He never offered me a farthing.

James Sims. I am servant to Mr. Bartrum; on the 3d of February my master left me at N^o 18, in Fish-street, with the box of plaited buckles, spurs, and metal buckles, and ordered me not to deliver the box without the money, 14 l. 1 s.

Q. Who was you to deliver it to?

Sims. I was to deliver it to Mr. Pontry, at N^o 18, Fish-street; this is the bill here produced, there was a receipt at the bottom, but that the prisoner tore off; my master left me, and went to the Bank; in about ten or twelve minutes the prisoner came in, who had said his name was Pontry; I told him I had brought the goods, and showed him the bill, and said they came to 14 l. 1 s. I delivered the bill, he tore the receipt off, and gave it to me, and said, give my compliments to your master, and tell him I shall want more goods, and shall call upon him at two o'clock; I never saw him after till I saw him at Sir John Fielding's.

Q. from prisoner. What time did you deliver them?

Sims. I delivered them about nine in the morning.

Q. from prisoner. Are you sure you delivered them to me, or to a porter in his own hair?

Sims. I am sure it was to you.

John Noaks. The prisoner was apprehended for a fraud; I was before Sir John Fielding, he told Sir John if he would admit him an evidence, he would have Francis Parsons and all the rest taken; I have known him six or seven years, he is no merchant, he gave in his name Pentecost, and showed me where some of these buckles were, and I have them here (*produced in court*;) the prosecutor deposed he believed them to be some of the same in the parcel.

John Everit. I am deputy-keeper of Wood-street Compter; the prisoner, and his father before him, went by the name of Pentecost; he is no merchant.

Prisoner's defence.

Mr. Bartrum came to me at Hickes's-hall, and said, if I would give him seven guineas, he would not indict me; my name is Pontry. Guilty. T.

See him tried, N^o 513, in last Sessions Paper.

579. (L.) Elizabeth Jones was indicted for stealing a child's frock, a child's apron, and two gold ear-wires, the property of John Bethel, Oct. 17. †

John Bethel. Last Saturday about four o'clock, my child, who is six years and eight months old, got liberty of her mother to go and play in St. Bartholomew's-hospital square; after missing her about three hours, a man brought her home, stripped of her ear-wires, frock, bib, and apron, and a little pocket handkerchief; after that the prisoner was brought to my house in Little Britain by Mr. Ward; when at Guildhall, the constable took my child and showed her the pictures; then when the prisoner, whom she had not seen, was with several other women, he said, now, child, see if you know the woman that took your clothes; she ran to the prisoner, and said, that was she.

Mrs. Bethel confirmed the account given by her husband.

Mr. Ward. I am a pawnbroker, I live facing St. Andrew's church, Holbourn; last Saturday the prisoner brought a child's slip, and a pair of small gold wires, and pledged them with me (*produced and deposed to*;) and on Wednesday she came and offered me a pair of silver buckles, and I having had an account these were stole, stopp'd her; I cannot find an owner to the buckles; there has been a child stripped and robbed of a pair of buckles in Chancery-lane; that child described the prisoner, but the parents say the buckles are not the size of the buckles they lost.

Prisoner's defence.

These things were given to me to pawn. Guilty. T.

580. (M.) Ephraim O'Done was indicted for stealing three hundred pounds weight of sugar, value 4 l. the property of John Holliday, in a lighter, on a navigable river, to wit, the river Thames; it was laid also for stealing sugars the property of Anthony Woodell; and it was laid also for stealing sugars the property of persons unknown, Sept. 25. †

Anthony

Anthony Woodell. I am master of a ship that lies at Wapping Old-stairs; we lost upwards of three hundred pounds weight of sugar, part of that cargo, from out of a lighter; the prisoner was put on board a lighter to watch her; he was found absent, and the lighter robbed; a hogthead was found open.

Anne Bowling. On the 24th of October, about eleven at night, the prisoner came and knocked at my door; my husband opened the door, he came in, and called for a pint of beer; he asked me if I wanted any sugar; my husband told him to bring it, and he would get somebody to buy it (thinking to get the Custom-house officers to take it.)

Mr. Pitt. The prisoner was employed as a lumper on board the ship; he solicited the captain to let him look after the lighter, which was loaded with part of the ship's cargo; he was put on board her, and after that he left his charge; I desired him to go to his duty; I and my brother officers missed him from his charge; at twelve at night a brother officer and I went on the lighter, and found some sugar in a lighterman's frock; the sleeves were done together, so as to hold a great quantity; we took it into the ship, we found a shovel lying by, and a good deal of sugar spilt; about two o'clock the prisoner was secured by an officer; he said he had been for a pint of beer, we found nothing upon him, but his clothes had sugar upon them.

Thomas Ellison. I am an officer, I was on board the same ship; I went on board the lighter, and found the prisoner had left his charge; there I found a frock with about fifty pounds weight of sugar in it (produced in court;) the frock belongs to a lighterman that was on board; the prisoner came all of a sweat, I took and tied his hands behind him, he got loose, and I caught him again, and put shackles on him; I believe there might be between three and four hundred weight of sugar taken out of a hogthead on the lighter.

John Wood. I am a Custom-house officer; I was on board the next ship but one to this, it was very dark; between eleven and twelve o'clock the prisoner came over the vessel, and lighted a candle with me; I observed he was fresh with sugar over his hands and clothes; he went into his vessel, I thought he was about no good; presently I saw a boat go on shore, I heard him paddle backwards and forwards two or three times, I called to my brother officers;

the prisoner was gone, when he came again he was secured.

Prisoner's defence.

I know no more of it than the child unborn. Guilty 39s. T.

581. (L.) Thomas Great was indicted, for that he, together with divers other persons unknown, being armed with clubs, bludgeons, and other weapons, on the 23d of August, about the hour of two in the morning, did unlawfully and riotously assemble together, to disturb the public peace, and gave to Joseph Rear several blows, with intention to wound and murder him, &c. †

Joseph Rear. I am a watchman on Tower-hill; on the 23d of August I heard murder cried, as I was at my stand above Mark-lane; the cry was towards Tower-hill; when I came under the lamp at the end of Water-lane, I saw a parcel of men labouring and laying on my brother watchman; I up with my staff, and knocked one of them down; I saw the prisoner laying on him as hard as any body; I was soon knocked down, I cannot tell who did it; my head was cut, and I was bruised on my right arm very much; I believe I bled two quarts before I could get any assistance from a surgeon; there were so many sticks flew over my head, I could not tell who gave me the blows; I was before Sir John Fielding when the prisoner was examined; there he said he was drinking a pint of beer in East Smithfield, and that he and Ryan went towards home, and that they cut one of the watchmen's heads.

William Williamson. On the 23d of August, about two in the morning, it was very dark, I stood upon Tower-hill; there came seven men up to me, and knocked me down, without speaking a word to me; I had done nothing to them, they broke my lanthorn all to pieces; when I got up, I said, what was that usage for; they said they would serve all so that stood in their way; then they took their walks towards Tower-street; I cannot swear to any of them.

William Cannon. I was a watchman; they had left a man dead, as they thought; I came up to assist the man; they fell upon me, and kept paying me over my head and ribs so, that I thought they had broke my ribs; this seemed to be a mad frolic, having no reason in the world for so doing; they did the same all over the hill; they began.

began with the watchman at the head of East Smithfield, before they came to us; some had cutlasses, and some had long scalping knives.

Rear. After we were dress'd and going home, the prisoner was taken; and in the watch-house the same morning, I knew him again by reason he had a buckle that shined like diamonds in his hat, and a blue surlout coat; I had never seen him before that night as I know of; I am certain he was one of them; I could have picked him out of five hundred.

William Arrow. The affair happened directly opposite my door, I live in Tower-street; I got up to the assistance of the watchmen, and got their wounds dress'd; I heard the prisoner at the bar desire to be admitted evidence against Ryan, and many others, and said he would keep himself sober in order thereunto; I heard him declare he was along with them; there were six more watchmen wounded on different parts.

Prisoner's defence.

I was just come on shore from a corn sloop, to the Swan in East Smithfield, to have a pint of beer; there were an officer of the night and a watchman came in for a gallon of beer, they insisted upon taking some of the men away; they went out and fell to fighting; I went home, and was not taken at all; after that I went into the watch-house, and a woman said, she believed I was one of them, and I was stopped in the watch-house, and Rear swore to another man; and he was committed on his oath.

Rear. I said I knew nothing of that other man, this I am very sure to; this man owned before Sir John Fielding that he knew Ryan*, and gave a note of three other men's names, and said, the next day he would declare every man's name of the gang.

Prisoner. I never saw Ryan from the time I went out of the public-house. Guilty. Imprisoned.

* See Ryan an evidence against Gorman, for the murder of John Griffiths, N^o 248, 249, and the trial of Savestman and Collins, N^o 252, 253, in this Mayoralty.

582. William Corfield was indicted for wilful and corrupt perjury. Acquitted.

The trials being ended, the court proceeded to give judgment as follows:

Received sentence of Death, 7.

Joseph Harvey	523	Philip Clark	549
Richard Bitters	524	Thomas Windsor	575
John Brass	566	Thomas James	544
William Edwards	573		

Transportation for 14 years, 1.

Mary Manning	522
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Transportation for 7 years, 30.

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James Cunningham	556	Ephraim M'Done	580
Catharine Morris	557	James Love	558
Margaret Anne Torral	562	James Chilcot	560
Anne Harvey	563	John Beale	561
Thomas Lloyd	568	James Pentecost	572
John Austin	577	Elizabeth Jones	579

Whipped, 4.

James Salisbury	526	Catharine Ashby	548
Margaret Stobey, other-wise Stoaks	533	Moses Matibew, other-wise Barton	571

A list of the Acquitted.

Stephen Taylor	519	John Elard	541
Mary Manning	521	John Philips	543
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Richard Tomlin	529	Rebecca Parish	546
John Rogers	531	Margaret Gillofet	547
Richard Tabble	532	Mary Ward	550
John Clarke	536	John Coke	551
		Elizabeth	

<i>Elizabeth Brown</i>	554	<i>Sarah Murphy</i>	570	<i>William Guest, Thomas Davis, Sohn Spies, and</i>
<i>John Dowse</i>	559	<i>Elizabeth Matthews</i>	572	<i>William Brian</i> , capitally convicted in September
<i>Robert Smith</i>	565	<i>Mary Dunderdell</i>	574	Sessions, were executed on Wednesday the 14th
<i>James Murphy</i>	567, 569	<i>William Corfield</i>	582	of October.

Thomas Grear to be imprisoned in Newgate a year, and find sureties for his good behaviour for seven years, himself in 40l. and two securities 20l. each, and fined one shilling.

James Brownrigg, and *John* his son, convicted at Guildhall, to be imprisoned in Newgate six months, and enter into recognizance for their good behaviour for seven years.

The Right Honourable

Sir ROBERT KITE, Knt. Lord-Mayer.

GOD save the KING.

The next sessions begins on Monday the 7th of December at Guildhall, and on Wednesday the 9th at the Old-Bailey.

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